

**JOURNAL OF THE PROCEEDINGS
OF THE
BOARD OF COMMISSIONERS
OF COOK COUNTY**

SEPTEMBER 15, 2010



TODD H. STROGER, PRESIDENT

WILLIAM M. BEAVERS

JERRY BUTLER

FORREST CLAYPOOL

EARLEAN COLLINS

JOHN P. DALEY

BRIDGET GAINER

ELIZABETH "LIZ" DOODY GORMAN

GREGG GOSLIN

JOSEPH MARIO MORENO

JOAN PATRICIA MURPHY

ANTHONY J. PERAICA

EDWIN REYES

TIMOTHY O. SCHNEIDER

PETER N. SILVESTRI

DEBORAH SIMS

ROBERT B. STEELE

LARRY SUFFREDIN

**DAVID ORR
COUNTY CLERK**

JOURNAL OF THE PROCEEDINGS

OF THE

BOARD OF COMMISSIONERS

OF COOK COUNTY

Meeting of Wednesday, September 15, 2010

**10:00 A.M.
Daylight Savings Time**

COOK COUNTY BOARD ROOM, COUNTY BUILDING

Board met pursuant to law and pursuant to Resolution 10-R-20.

OFFICIAL RECORD

President Stroger in the Chair.

CALL TO ORDER

At 10:00 A.M., being the hour appointed for the meeting, the President called the Board to order.

QUORUM

County Clerk David Orr called the roll of members and there was found to be a quorum present.

ROLL CALL

Present: President Stroger and Commissioners Beavers, Butler, Claypool, Collins, Daley, Gainer, Gorman, Goslin, Moreno, Murphy, Peraica, Reyes, Schneider, Silvestri, Sims, Steele and Suffredin - 17.

Absent: None.

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President Stroger moved that the meeting do now recess for the purpose of holding the various committee meetings.

BOARD RECONVENED

President Stroger in the Chair.

QUORUM

County Clerk David Orr called the roll of members and there was found to be a quorum present.

ROLL CALL

Present: President Stroger and Commissioners Beavers, Butler, Claypool, Collins, Daley, Gainer, Gorman, Goslin, Moreno, Murphy, Peraica, Reyes, Schneider, Silvestri, Sims, Steele and Suffredin - 17.

Absent: None.

BOARD OF COMMISSIONERS OF COOK COUNTY

PRESIDENT

PROPOSED RESOLUTION

The following item was deferred at the September 1, 2010 Board Meeting:

**10-R-324
RESOLUTION**

Sponsored by

**THE HONORABLE TODD H. STROGER, PRESIDENT AND WILLIAM M. BEAVERS,
JERRY BUTLER, FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY,
BRIDGET GAINER, ELIZABETH "LIZ" DOODY GORMAN, GREGG GOSLIN,
JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY, ANTHONY J. PERAICA,
EDWIN REYES, TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI, DEBORAH SIMS,
ROBERT B. STEELE AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

IN MEMORY OF THE HONORABLE DAN ROSTENKOWSKI

WHEREAS, Almighty God in His Infinite Wisdom has called one of the most talented lawmakers ever to serve in the United States House of Representatives, The Honorable Dan Rostenkowski, from our midst; and

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WHEREAS, the grandson of Polish immigrants and the son of the late Alderman Joseph and Priscilla Rostenkowski, Congressman Rostenkowski was born in Chicago on January 2, 1928; he was raised on the Northwest Side of Chicago and graduated from St. Stanislaus Kostka grammar school; and

WHEREAS, Congressman Rostenkowski attended St. John's Military Academy in Delafield, Wisconsin and went on to proudly serve our Country in the United States Army from 1946 to 1948, serving in the Korean War; and

WHEREAS, in 1951, Congressman Rostenkowski married his love, LaVerne Pirkins, and the two of them started to raise a family of their own; and

WHEREAS, Congressman Rostenkowski was elected to the Illinois House of Representatives in 1952 and in 1954 was elected to the Illinois State Senate; and

WHEREAS, in 1958, he was elected to the United States House of Representatives at the age of 30; over the course of his 36-year tenure as a Democratic member of the U. S. House of Representatives, Congressman Rostenkowski worked to bridge the aisle and the ideological, to great effect; and

WHEREAS, in 1961, Congressman Rostenkowski secured a coveted seat on the Ways and Means Committee; he would go on to chair that powerful Committee from 1981 to 1994; his command of this Committee, and his exceptional fairness, contributed to make him one of the most respected and trusted leaders in Washington; and

WHEREAS, Congressman Rostenkowski worked with presidents from Dwight D. Eisenhower to George W. Bush, and was the confidante of several; and

WHEREAS, Congressman Rostenkowski supported civil rights legislation as well as various social welfare programs, and among his extensive contributions to federal legislation is the 1966 legislation that created Medicare; and

WHEREAS, in 1986, Congressman Rostenkowski helped forge compromises that brought about the major 1986 Tax Reform Act, which streamlined federal income-tax laws, eliminating an exceedingly large number of loopholes and special preferences; additionally, Congressman Rostenkowski was a key player in crafting deals on Social Security solvency and deficit reduction; and

WHEREAS, Congressman Rostenkowski performed a key role in creating major legislation positively affecting the Nation; rising to national prominence, he tirelessly worked to ensure that the programs and projects important to the City of Chicago, the State of Illinois, and their residents received federal funding; and

WHEREAS, beyond the professional accomplishments of Congressman Rostenkowski will be the warm memories of a loving husband of 49 years to his wife, LaVerne; a dedicated father to his daughters, Gayle, Dawn, Kristie and the late Stacy; and an adoring grandfather to Robert Daniel McDarrah.

NOW, THEREFORE, BE IT RESOLVED, that The Honorable Dan Rostenkowski's memory shall be cherished in the hearts of all the people he touched and loved; and

BE IT FURTHER RESOLVED, that I, Todd H. Stroger, and the Cook County Board of Commissioners, on behalf of the more than five million residents of Cook County, hereby do express our deepest condolences and most heartfelt sympathy to the family as well as to the many friends and loved

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ones of The Honorable Dan Rostenkowski, and may a suitable copy of this Resolution be tendered herewith.

Approved and adopted this 15th day of September 2010.

In accordance with Cook County Code Section 2-107(z)(1) Amendment or suspension of rules, Commissioner Daley, seconded by Commissioner Suffredin, moved to suspend Section 2-107(g)(1) Order of business. **The motion carried unanimously.**

Commissioner Daley, seconded by Commissioner Suffredin, moved that the Resolution be approved and adopted. President Todd H. Stroger called for a rising vote. **The motion carried unanimously.**

COMMISSIONERS

TRANSFER OF FUNDS

Transmitting a Communication, dated September 15, 2010 from

JOSEPH MARIO MORENO, County Commissioner

requesting approval by the Board of Commissioners to transfer funds totaling \$18,400.00 from Account (087-260) Professional and Managerial Services to Account (087-890) General and Contingency Expenses for contingency expenses through FY 2010.

Commissioner Silvestri, seconded by Commissioner Murphy, moved that the transfer of funds be approved. **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated August 25, 2010 from

WILLIAM M. BEAVERS, County Commissioner

requesting approval by the Board of Commissioners to transfer funds totaling \$2,000.00 from Account (084-429) Utilities to Account (084-350) Office Supplies in order to pay for expenses through the remainder of the fiscal year.

Commissioner Silvestri, seconded by Commissioner Murphy, moved that the transfer of funds be approved. **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated August 30, 2010 from

ANTHONY J. PERAICA, County Commissioner

requesting approval by the Board of Commissioners to transfer funds totaling \$10,000.00 from Account (096-260) Professional and Managerial Services to Account (096-350) Office Supplies in the amount of \$8,000.00; and to Account (096-429) Utilities in the amount of \$2,000.00 in order to pay expenses through the end of the 2010 fiscal year.

Commissioner Silvestri, seconded by Commissioner Murphy, moved that the transfer of funds be approved. **The motion carried unanimously.**

PROPOSED ORDINANCE AMENDMENT

Submitting a Proposed Ordinance Amendment sponsored by

ELIZABETH "LIZ" DOODY GORMAN, County Commissioner

PROPOSED ORDINANCE AMENDMENT

**AMENDMENT TO THE COOK COUNTY CODE
OF ETHICAL CONDUCT ORDINANCE DEALING WITH THE LIMITATION
OF CONTRIBUTIONS TO CANDIDATES AND ELECTED OFFICIALS**

BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 2 Administration, Section 2-585 of the Cook County Code is hereby amended as follows:

Sec. 2-585. Limitations of contributions to candidates and elected officials.

(a) ~~No Any~~ person who has done business with the County within the preceding four years or is seeking to do business with the County or is a lobbyist registered with the County shall not make campaign contributions in an aggregate amount exceeding the following: \$750.00:

- (1) ~~any candidate for County office or elected County official, a combined total of \$750 to any local, state, or federal campaign committee that is controlled by, or established in support of, a candidate for County office or an elected County official during the period January 1 through June 30 of any year in which the candidate is seeking nomination or election to a county office a single candidacy; or~~
- (2) ~~a combined total of \$750 to any candidate for County office or elected County official, to any local, state, or federal campaign committee that is controlled by, or established in support of, a candidate for County office or an elected County official during the period July 1 through December 31 of any year in which the candidate is seeking nomination or election to a county office; or~~
- (3) ~~a combined total of \$750 to any local, state, or federal campaign committee that is controlled by, or established in support of, a candidate for County office or an elected County official, an elected official of the government of Cook County, to any local, state or federal campaign committee that is controlled by, or established in support of an elected County official during any nonelection year of his or her term.~~

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The combined effect of these provisions is intended to permit total contribution up to, but not exceeding, \$1,500.00 in a year in which a candidacy occurs. A year, for purposes of this section, is from January 1 to December 31 of each year.

(b) For purposes of Subsection (a) of this section, an entity and its subsidiaries, parent company or otherwise affiliated companies, and any of their employees, officers, directors and partners who make a political contribution for which they are reimbursed by the entity or its affiliates shall be considered a single person. However, nothing in this provision shall be construed to prohibit such an employee, officer, director or partner from making a political contribution for which he is not reimbursed by a person with whom he or she is affiliated, even if that person has made the maximum contribution allowed under Subsection (a) of this section.

(c) Any contributions made under this section shall be reported as required by the Election Code, 10 ILCS 5/1-1 et seq.

(d) For purposes of Subsection (a) of this section, "done business" or "doing business" means any one or any combination of sales, purchases, leases or contracts to, from or with the County or any County agency in excess of \$10,000.00 in any 12-consecutive months. "Done business" or "doing business" also means representation involving real property assessments, property tax appeals, zoning matters, and property tax incentives, the total fees of which earned or accrued by a person exceed \$10,000.00 in any 12 consecutive months during the previous four years.

(e) To the extent that the Zoning Board, Zoning Administrator, Board of Review and County Assessor may be covered by the provisions herein each shall provide notice of the ethics disclosure requirements as set forth above. The notice should include a statement that any attorney or tax representative who has done business with any of these agencies and earned or accrued greater than \$10,000.00 in any 12 consecutive months during the previous four years as result, must adhere to the campaign contribution limitations set forth by the Cook County Ethics Ordinance.

The Board of Ethics shall adopt such rules and regulations as necessary to implement this section.

(f) For purposes of Subsection (a) of this section, "seeking to do business" means taking action within the past six months to obtain a contract or business with the County when, if such action were successful, it would result in the person doing business with the County as defined in Subsection (d) of this section.

Effective Date: This Ordinance Amendment shall be effective immediately upon adoption.

In accordance with Cook County Code Section 2-108(z)(1) Amendment or suspension of rules, Commissioner Silvestri, seconded by Commissioner Murphy, moved to suspend Section 2-108(h)(1) Prior notice to public; agendas. **The motion carried unanimously.**

Commissioner Gorman, seconded by Commissioner Silvestri, moved that the Proposed Ordinance Amendment be referred to the Committee on Finance. (Comm. No. 308618). **The motion carried unanimously.**

* * * * *

Submitting a Proposed Ordinance Amendment sponsored by

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ELIZABETH "LIZ" DOODY GORMAN, County Commissioner

PROPOSED ORDINANCE AMENDMENT

AMENDMENT TO SECTION 2-622 OF THE COOK COUNTY CODE

BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 2 Administration, Section 2-622 of the Cook County Code is hereby amended as follows:

Sec. 2-622. Definitions.

The following words, terms and phrases, when used in this division shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Administrative action means the execution or rejection of any rule, regulation, legislative rule, standard, fee, rate, contractual agreement, purchasing agreement or other delegated legislative or quasi-legislative action to be taken or withheld by any County official or County employee.

Board means the County Board and any and all of its standing or special committees or subcommittees.

Clerk means the duly elected or appointed Clerk of the County.

Commissioner means any of the duly elected or duly appointed County Board members.

Compensation means money, thing of value or other pecuniary benefits received or to be received in return for, or as reimbursement for, or as a result of, services rendered or to be rendered, for lobbying. This includes a contract, promise or agreement, whether or not legally enforceable, to provide or arrange for compensation for services rendered or to be rendered.

County agency means any board, commission, department or authority under the jurisdiction of the President or Board or any other County official.

County employee means an individual employed by the County whether part-time or full-time.

County matter means any executive action, legislative action or administrative action.

County official means the Assessor, members of the Board of (Tax) Appeals, Clerk of the Circuit Court, Clerk, Commissioners, President, Recorder of Deeds, Sheriff, State's Attorney, Regional Superintendent of Schools and Treasurer of the County, and any County agency or member thereof.

Executive action means the proposal, drafting, development, consideration, amendment, adoption, approval, promulgation, issuance, modification, rejection or postponement by a County official or County employee of a rule, regulation, order, decision, determination, contractual agreement, purchasing agreement or other quasi-legislative or quasi-judicial action or proceeding.

Expenditure means anything having a value of \$10.00 or more including, but not limited to, a payment, distribution, loan, advance, deposit, political contribution, honoraria, travel or entertainment expense, meal or beverage expense, or gift of money. This includes a contract, promise, or agreement, whether or not legally enforceable, to make an expenditure, for services rendered or to be rendered.

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File, filed, or filing means:

- (1) Delivery to an office of the Clerk by the close of business of the prescribed filing date; or
- (2) Deposit with the United States Postal Service, postage prepaid, in sufficient time so that the mailed documents arrive at an office of the Clerk by the close of business of the prescribed filing date.

Gift means anything having a value of \$10.00 or more given without consideration or expectation of return.

Legislation means ordinances, resolutions, amendments, nominations, appointments, reports, contracts or proposed contracts, and other matters pending or proposed in the Board or which require Board approval.

Legislative action means the development, drafting, introduction, consideration, modification, adoption, rejection, review, enactment, or passage or defeat of any ordinance, amendment, motion, resolution, report, nomination, administrative rule or other matter by any County official or County employee. The term "legislative action" also means the action of the President in approving or vetoing any ordinance, resolution or motion or portion thereof, and the action of any County official or County employee in the development of a proposal for introduction before the Board.

Lobbyist means any person who, on behalf of any person other than himself, or as any part of his duties as an employee of another, undertakes to influence any legislative or administrative action, including but not limited to:

- (1) A bond inducement ordinance;
- (2) A zoning matter;
- (3) A concession agreement;
- (4) The creation of a tax increment financing district;
- (5) The establishment of a Class 6(b) Cook County property tax classification;
- (6) The introduction, passage or other action to be taken on an ordinance, resolution, motion, order, appointment or other matter before the cook county board of commissioners;
- (7) The preparation of contract specifications;
- (8) The solicitation, award or administration of a contract;
- (9) The award or administration of a grant, loan, or other agreement involving the disbursement of public monies; or
- (10) Any other determination made by an elected or appointed county official or employee of the county with respect to the procurement of goods, services or construction.

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Provided, however, that a person shall not be deemed to have undertaken to influence any legislative or administrative action solely by submitting an application for a county permit or license or by responding to a county request for proposals or qualifications.

The term "lobbyist" shall include, but not be limited to, any attorney, accountant, or consultant engaged in the above-described activities; provided, however, that an attorney shall not be considered a lobbyist while representing clients in a formal adversarial hearing, unless said attorney is also an elected official of the county; and provided further that the term "lobbyist" shall not include a person who, on an unpaid basis, seeks to influence legislative or administrative action on behalf of an entity that is not engaged in a profit-seeking enterprise; ~~further provided that an employee, officer or director of a not-for-profit entity who seeks to influence legislative or administrative action on behalf of such an entity shall not be considered a lobbyist for purposes of this chapter.~~

Person means any individual, entity, corporation, partnership, firm, association, union, trust, estate, as well as any parent or subsidiary of any of the foregoing, and whether or not operated for profit.

Political contribution means any money or thing of value given to a political committee, as defined in 10 ILCS 5/9-1.9 (political committee defined), in the County.

In accordance with Cook County Code Section 2-108(z)(1) Amendment or suspension of rules, Commissioner Silvestri, seconded by Commissioner Murphy, moved to suspend Section 2-108(h)(1) Prior notice to public; agendas. **The motion carried unanimously.**

Commissioner Gorman, seconded by Commissioner Silvestri, moved that the Proposed Ordinance Amendment be referred to the Committee on Finance. (Comm. No. 308620). **The motion carried unanimously.**

**RECONSIDERATION OF A PREVIOUSLY DENIED SPECIAL USE FOR UNIQUE USE
APPLICATION (COMM. NO. 305001)**

Transmitting a Communication, dated September 10, 2010 from

PETER N. SILVESTRI, County Commissioner

Having voted on the prevailing side of Communication No. 305001 of the Zoning & Building Committee Report dated September 1, 2010, I would like to have this item placed on the September 15, 2010 Cook County Board Agenda for reconsideration and approval.

305001 DOCKET #8606 – MARILYN KING, Owner, 2211 North Scott Street, Melrose Park, Illinois 60164, Application (No. SU-09-19; Z09108). Submitted by Cathleen Italia, Attorney, 1807 North Broadway Avenue, Melrose Park, Illinois 60160. Seeking a SPECIAL USE, UNIQUE USE in the R-5 Single Family Residence District to continue use of two unit/two family residence in Section 33 of Leyden Township. Property consists of approximately 0.36 of an acre located on the east side of Scott Street, approximately 84 feet north of Palmer Avenue in Leyden Township, Cook County Board District #16. Intended use: For a two family unit residence. Recommendation: That the application be granted.

Conditions: None

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Objectors: Yes

Commissioner Peraica, seconded by Commissioner Gorman moved not to concur with the recommendation of the Zoning Board of Appeals recommendation and to deny Communication No. 305001. The motion carried.

Commissioner Butler voted “no” on Communication No. 305001.

In accordance with Cook County Code Section 2-108(z)(1) Amendment or suspension of rules, Commissioner Silvestri, seconded by Commissioner Murphy, moved to suspend Section 2-108(h)(1) Prior notice to public; agendas. **The motion carried unanimously.**

Having voted on the prevailing side, Commissioner Silvestri, seconded by Commissioner Peraica, moved to reconsider the vote by which Communication No. 305001 of the Zoning & Building Committee Report dated September 1, 2010 was denied. **The motion to reconsider carried unanimously.**

Commissioner Silvestri, seconded by Commissioner Peraica, moved to amend Communication No. 305001 to include the following conditions: “That the property with application SU-09-19, Z09108 for the continued use of the applicant, specifically for her use and enjoyment, and that these rights shall not be transferable upon the sale of the property. That this Special Use will terminate upon the sale of the property or termination of occupancy by the owner/applicant. That this condition will be properly recorded with the Recorder of Deeds that any future purchaser may be made aware of the condition attached to the property and the necessary conversion of the property to a single family dwelling”. **The motion to amend carried unanimously.**

Commissioner Silvestri, seconded by Commissioner Moreno, moved that the Application (Comm. No. 305001) be granted with conditions. **The motion carried unanimously.**

INSERT ORDINANCE 10-O-

Commissioner Silvestri, seconded by Commissioner Murphy, moved that Application (Comm. No. 305001) be approved, as amended. **The motion carried unanimously.**

PROPOSED RESOLUTION

**10-R-325
RESOLUTION**

Sponsored by

**THE HONORABLE JOSEPH MARIO MORENO, FORREST CLAYPOOL, BRIDGET GAINER,
JOAN PATRICIA MURPHY, ANTHONY J. PERAICA, EDWIN REYES,
PETER N. SILVESTRI, DEBORAH SIMS AND LARRY SUFFREDIN**

COUNTY COMMISSIONERS

**A RESOLUTION CALLING ON THE GENERAL ASSEMBLY TO
AMEND THE PROPERTY TAX CODE TO EXEMPT COOK COUNTY**

FROM THE APPLICATION OF PUBLIC ACT 96-1329

WHEREAS, On July 27, 2010, Governor Quinn signed House Bill 6126 into immediate effect as Public Act 96-1329 ("PA 96-1329"); and

WHEREAS, PA 96-1329 amended Section 21-150 of the Illinois Property Tax Code to require that "all applications for judgment and order of sale for taxes and special assessments on delinquent properties shall be made within 90 days after the second installment due date"; and

WHEREAS, PA 96-1329 "never was intended to apply to Cook County" as reflected in the email as Exhibit A from Will County Treasurer, Pat McGuire, to the Cook County Treasurer's Office; and

WHEREAS, Cook County taxpayers are experiencing an overwhelming number of real property foreclosures during these difficult economic times, and PA 96-1329 will further adversely affect Cook County taxpayers by significantly shortening the period of time in which a taxpayer may pay delinquent property taxes before their exposure to public sale, which in turn will put many thousands more Cook County taxpayers at risk of losing their homes and businesses; and

WHEREAS, PA 96-1329 will necessitate that tax sale delinquency lists be finalized for publication only two (2) months (or less) after the second installment due date, and based upon historical data it is anticipated that the number of Cook County properties advertised for sale will more than double; and

WHEREAS, as a result of the anticipated increase in the number of Cook County properties advertised for sale, the required certified mailing and newspaper publication costs, and tax sale automation expenses, associated with the tax sale are projected to more than double; and

WHEREAS, it is anticipated that PA 96-1329 will result, year after year, in an overlap of the Annual Tax Sale and the first installment property tax collection period; and

WHEREAS, PA 96-1329 will give rise to numerous additional financial consequences adverse to Cook County taxpayers and Cook County, including substantially increased costs incurred by the State's Attorney's Office, Treasurer's Office and the Circuit Court as a result of an expected surge in the volume of sales in error.

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners urge the Illinois General Assembly to consider the risk of loss of homes and businesses by Cook County taxpayers and the adverse financial consequences to Cook County that will result from the unfunded mandates of PA 96-1329 and therefore to promptly pass legislation exempting counties with more than 3,000,000 inhabitants from its application.

Approved and adopted this 15th day of September 2010.

EXHIBIT A

From: Pat McGuire [mailto:patmcguire@willcountyillinois.com]

Sent: Tuesday, July 06, 2010 4:42 PM

To: senatorajwilhelmi@sbcglobal.net; John McGuire; tbramlet@seagrp.com

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Cc: kirby ballard; Johnson, Christine; patti hahn; christ.balich@illinois.gov; rgoulding43@sbcglobal.net; Sue Hart; Jeffery Hoffenberg

Subject: Amendatory veto language for HB 6126

Colleagues,

Christ Balich of Gov. Quinn's office this afternoon faxed me a letter dated June 3, 2010, from Cook County Treasurer Maria Pappas to Gov. Quinn requesting an amendatory veto of HB 6126, the bill which would allow a county treasurer to hold the annual tax sale any week in November.

To my knowledge, HB 6126 never was intended to apply to Cook County. However, my and Christ's examination of the bill this afternoon found no language exempting Cook County. Christ said that as long as "both sides" agree on amendatory language, he would include the amendatory language in the bill review he will forward to Gov. Quinn.

The deadline for the Governor to act on the bill is July 27. Christ told me the Governor does not like to wait until the final day to act.

I just spoke with Jeff Hoffenberg, a lawyer on Pappas' staff. We drafted the following language to insert in HB 6126 at line seven before the word "Except": "In any county with less than 3,000,000 inhabitants." I told Jeff I wanted to run this language by the bills' sponsors, Sen. AJ Wilhelmi and Rep. Jack McGuire, and Tim Bramlet. That's the purpose of this email.

I'll be on vacation from tomorrow through next Monday, July 12. I won't be looking at email. My cell phone is [REDACTED].

I appreciate everyone's cooperation.

Sincerely,
Pat McGuire
Will County Treasurer

Pat McGuire
Will County Treasurer
Will County Office Building
302 N. Chicago St.
Joliet, IL 60432
(815) 740-4685
patmcguire@willcountyillinois.com
www.willcountytreasurer.com

Commissioner Suffredin, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

10-R-326
RESOLUTION

Sponsored by

**THE HONORABLE JOHN P. DALEY, PRESIDENT TODD H. STROGER,
WILLIAM M. BEAVERS, JERRY BUTLER, FORREST CLAYPOOL, EARLEAN COLLINS,
BRIDGET GAINER, ELIZABETH "LIZ" DOODY GORMAN, GREGG GOSLIN,
JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY, ANTHONY J. PERAICA,
EDWIN REYES, TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI, DEBORAH SIMS,
ROBERT B. STEELE AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

WHEREAS, it has come to the attention of the Cook County Board of Commissioners that Ms. Terrie McDermott will soon retire from her appointed position with the Office of the Cook County Sheriff, thus concluding a long and most impressive term of loyal and dedicated public service to the people of Cook County; and

WHEREAS, Terrie McDermott entered the vocation of government service as an Administrative Assistant for the City Council of Chicago, where she quickly learned to balance the numerous and often conflicting priorities of a diverse legislative body, a skill that would serve her well throughout the course of her impressive career in public life; and

WHEREAS, in 1999, Terrie McDermott was appointed as the first Executive Director of the newly created Department of Women's Justice Services, and through her leadership and vision, the Department soon became a national model of a comprehensive treatment program for female offenders, with a remarkable success rate in reducing rates of recidivism and addressing root causes of social ills; and

WHEREAS, in the course of her subsequent term of office in this key policy position, spanning over twenty years and two administrations in the Cook County Sheriff's Office, Terrie McDermott was recognized for her loyalty, her capabilities, and dedication to public service by upholding Cook County's mission to provide justice, health care, and public safety; and

WHEREAS, Terrie McDermott has earned her reputation as a tireless advocate for the rights of women, with notable emphasis on advancing the cause of social justice for women who suffer from mental illness, addictions, and the corrosive effects of economic disparity and discrimination; and

WHEREAS, Terrie McDermott has given generously of her time, talent, and expertise, having served as a member of the Illinois Public Health and Corrections Task Force, Children of Prisoners/Children of Promise Taskforce, Prostitution Alternative Roundtable, Salvation Army Corrections Board, Cook County Jail Diversion Taskforce, and numerous special projects to address the unique and formidable challenges faced by women in the criminal justice system; and

WHEREAS, Terrie McDermott was a pioneer in the field of gender-responsive treatment alternatives, and leaves a legacy that transcends, literally and figuratively, the confining walls of incarceration, and leaves her position knowing that her years of hard work and bold initiatives have opened the doors of hope for thousands of women who would otherwise lack the opportunity to lead fulfilling lives as productive members of society; and

WHEREAS, throughout her stellar career, Terrie McDermott has performed her various leadership roles with admirable skill and proficiency, and has displayed a professionalism and commitment to service which exemplifies excellence in the public sector; and

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WHEREAS, Terrie McDermott can now use her well-earned retirement time to enjoy the company of her family, her three daughters, Katie, Bridget, and Colleen; three sons-in-law, Jim, Jim, and Brendan; and her four grandchildren, Liam, Michael, Grace, and Ella.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Cook County, that the Board does hereby extend its congratulations to Terrie McDermott on the occasion of her retirement, offers its deepest appreciation for her decades of outstanding service to the public, and joins her friends and colleagues in wishing her many years of health and happiness; and

BE IT FURTHER RESOLVED, that this text be spread upon the official proceedings of this Honorable Body and a ceremonial copy of same be presented to Terrie McDermott to commemorate this occasion.

Approved and adopted this 15th day of September 2010.

In accordance with Cook County Code Section 2-107(z)(1) Amendment or suspension of rules, Commissioner Daley, seconded by Commissioner Silvestri, moved to suspend Section 2-107(g)(1) Order of business. **The motion carried unanimously**.

Commissioner Daley, seconded by Commissioner Murphy, moved that the Resolution be approved and adopted. **The motion carried unanimously**.

* * * * *

Submitting a Proposed Resolution sponsored by

JOSEPH MARIO MORENO, County Commissioner

Co-Sponsored by

TODD H. STROGER, President, WILLIAM M. BEAVERS, JERRY BUTLER, FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY, BRIDGET GAINER, ELIZABETH "LIZ" DOODY GORMAN, GREGG GOSLIN, JOAN PATRICIA MURPHY, ANTHONY J. PERAICA, EDWIN REYES, TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI, DEBORAH SIMS, ROBERT B. STEELE and LARRY SUFFREDIN, County Commissioners

PROPOSED RESOLUTION

CELEBRATING THE BICENTENNIAL OF MEXICAN INDEPENDENCE DAY

WHEREAS, National Hispanic Heritage Month is a celebration of Hispanic pride and culture, recognizing the achievements of Hispanic individuals who by hard work and sacrifice have distinguished themselves through their careers and public service; and

WHEREAS, National Hispanic Heritage Month, created by Public Law 90-498, approved September 17, 1968, by the 90th Congress and later amended in 1988 by the 100th Congress, authorizes the designation of National Hispanic Heritage Month as the 31-day period beginning September 15 and ending on October 15; and

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WHEREAS, shortly before dawn on September 16, 1810, Miguel Hidalgo y Costilla urged the exploited and embittered Mexicans to recover the lands that were stolen from their forefathers, thus starting a fight to overthrow the authority of Spain over Mexico; and

WHEREAS, it is on the night of September 15, that Mexicans all over the world celebrate Hidalgo's passionate declaration, in following with the traditions of their birth land, by shouting "*Mexicanos, Viva Mexico*"; and

WHEREAS, September 16, 2010 marks the bicentennial anniversary of Mexican Independence Day, and will unify all Mexicans in this very special celebration; and

WHEREAS, the courage and sacrifice for freedom demonstrated by Hidalgo and other freedom fighters has been an inspiration to all Mexicans and people throughout the world; and

WHEREAS, in the spirit of Father Hidalgo and other freedom fighters, the Mexican-American community has fought for social justice throughout Cook County and the United States; and

WHEREAS, Cook County's Mexican-American community has made numerous cultural and economic contributions to the growth and development of our county.

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners, on behalf of the more than five million residents of Cook County, does hereby proclaim today, September 15, 2010, to be MEXICAN INDEPENDENCE DAY IN COOK COUNTY, in recognition of the bicentennial celebration of Mexican Independence and the contributions that the Mexican community has made throughout the County of Cook, and urge all Cook County residents to join in this celebration of their culture and heritage; and

BE IT FURTHER RESOLVED, that this text be spread upon the official proceedings of this Honorable Body.

Commissioner Moreno, seconded by Commissioner Peraica, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

**10-R-328
RESOLUTION**

Sponsored by

THE HONORABLE JOHN P. DALEY, COUNTY COMMISSIONER

Co-Sponsored by

**THE HONORABLE TODD H. STROGER, PRESIDENT, WILLIAM M. BEAVERS,
JERRY BUTLER, FORREST CLAYPOOL, EARLEAN COLLINS, BRIDGET GAINER,
ELIZABETH "LIZ" DOODY GORMAN, GREGG GOSLIN, JOSEPH MARIO MORENO,
JOAN PATRICIA MURPHY, ANTHONY J. PERAICA, EDWIN REYES,
TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI, DEBORAH SIMS,**

ROBERT B. STEELE AND LARRY SUFFREDIN, COUNTY COMMISSIONERS

WHEREAS, the current economic conditions present a bilateral challenge for the public sector, as revenues continue to decline concurrent with an increase in demand for the essential services that government is mandated to provide; and

WHEREAS, the Cook County Board of Commissioners has approved a reduction in the sales tax rate for Cook County, effective July 1, 2010; and

WHEREAS, the Cook County Board of Commissioners has approved 13 consecutive annual budgets with no increase in the County's share of the property tax levy, thus freezing the amount of general funds received from property taxes at the 1996 level of \$720 million; and

WHEREAS, the property tax levy and the sales tax are the two largest sources of revenue to fund the operations of Cook County government; and

WHEREAS, zero growth in the property tax levy over a 13 year period, combined with a decrease in revenue due to a reduction in the sales tax rate, will necessitate a renewed focus on core missions of Cook County government, an adjustment in priorities, and a curtailment in overall spending; and

WHEREAS, efficiencies gained due to implementation of new technology initiatives must result in a measurable and immediate savings of manual labor and associated costs; and

WHEREAS, streamlined work flows can decrease the amount of time required for completion of mission-related tasks, leading to greater productivity with a lower rate of error; and

WHEREAS, emphasizing a focus on outcomes is essential to determining the method and scope of reforming internal policies and procedures, to ensure that any changes in the way government operates will result in a higher level of service to the public at a reduced cost; and

WHEREAS, an estimated \$300 million revenue reduction for Fiscal Year 2011 is projected, thus indicating that due diligence and advanced planning will be essential to implementing the systemic reforms necessary for absorption of the revenue loss with minimal disruption to public service.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners does hereby call upon the Chief Financial Officer to outline economic assumptions for Fiscal Year 2011, and project a working estimate of total available revenue for budgetary planning purposes; and

BE IT FURTHER RESOLVED, that the Board of Commissioners does hereby call upon the Department of Budget and Management Services to immediately prepare and distribute a Reductions Guidance Memorandum to all departments, agencies, and offices of elected officials as they draft their budget recommendations for Fiscal Year 2011; said memorandum to reflect a proportional reduction in revenue that must be absorbed throughout their offices and departments; and

BE IT FURTHER RESOLVED, that the Reductions Guidance Memorandum shall appear as a communication from the Director of Budget and Management Services on the October 5, 2010 Agenda of the Cook County Board of Commissioners; and

BE IT FURTHER RESOLVED, that a Statement of Compliance listing each department, agency, and office within Cook County government, along with its status regarding conformance or nonconformance

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with proposed Fiscal Year 2011 budgetary reductions as published in the Reductions Guidance Memorandum, shall appear as a communication from the Chief Financial Officer on the October 19, 2010 Agenda of the Cook County Board of Commissioners.

Approved and adopted this 15th day of September 2010.

Commissioner Daley, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

Submitting a Proposed Resolution sponsored by

JOSEPH MARIO MORENO, County Commissioner

PROPOSED RESOLUTION

**RESOLUTION CONCERNING THE DISTRIBUTION OF PROCEEDS
FROM THE MOTOR FUEL TAX FUND
TO THE COOK COUNTY HIGHWAY DEPARTMENT**

WHEREAS, the County of Cook, in Illinois, is the second largest county in the United States; and

WHEREAS, the latest FY 2009 data from the Illinois Secretary of State indicates that Cook County has 3,661,380 registered vehicles; and

WHEREAS, Cook County is the most populous County in Illinois, and has the most registered vehicles and the most frequently used roads and bridges under its jurisdiction; and

WHEREAS, the Cook County Highway Department was established in 1913 by the State of Illinois upon approval of the first officially recorded County highway system maps; and

WHEREAS, the Cook County Highway Department has the responsibility of designing and maintaining over 573 center line miles of highways, many of which, are part of the major arterial network that leads to and from area expressways and toll roads, including multi-lane highways, and has maintenance responsibilities for 1,478 lane miles of pavement, 132 bridges, 351 traffic signals throughout Cook County and 7 pumping stations from five maintenance garages; and

WHEREAS, Highway Department capital assets account for approximately 37 percent of Cook County's total governmental activity capital assets; and

WHEREAS, the County relies almost exclusively on the monies it receives from the State of Illinois through the Motor Fuel Tax receipts (MFT), as the funding source for County highway projects, along with maintenance of its roads and bridges; and

WHEREAS, from 2003 to 2010, \$294 million of the County's MFT distribution has been reallocated from the County's Highway Department to the Public Safety Fund, an average of \$42 million a year or almost half of the MFT funds allotted to the Highway Department; and

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WHEREAS, the transfer is an intergovernmental transfer occurring via the passage of the County's annual appropriation bill and by resolution authorized by the County Board; however, the monies from said transfer become part of the County's general fund and expenditures of said MFT transfer monies are not tracked; and

WHEREAS, said transfer of the County of Cook's MFT money has an adverse effect on the County Highway Department's ability to fulfill its mission by delaying needed construction and maintenance projects; and

WHEREAS, Cook County's share of the MFT fund, per State statute, is 16.74% due to its status as the only County in Illinois with over 1,000,000 or more inhabitants; and

WHEREAS, in the near future, several other Illinois counties will likely reach the 1,000,000 inhabitant milestone, and consequently Cook County's share of the MFT fund could be substantially reduced absent an amendment to Chapter 35 ILCS 505/8 (e) (2) (B) increasing the population threshold; and

WHEREAS, Chapter 35 ILCS 505/8 states the allotment and payment of MFT funds is for use by "road districts" defined as any road district, including a county unit road district, provided for by the Illinois Highway Code; and

WHEREAS, Chapter 605 ILCS 5/5-701.1 to 701.16 further defines the purposes for usage of MFT funds, all of which are related to a County's Highway Department functions except Sec. 5-701.9, which allows the county board of any county with a population of 1,000,000 or more to use motor fuel tax money for constructing or maintaining auxiliary office space and Sec. 5-701.10, which allows any county board in counties of 1,000,000 or more inhabitants to use any motor fuel money allotted to it for the purpose of paying any and all expenditures resulting from activities conducted by the circuit court located in the county; and

WHEREAS, in light of the above mentioned circumstances, it is essential that all distributed MFT funds remain at the Cook County Highway Department to ensure the successful fulfillment of its mission.

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners, does hereby request that all future MFT funds distributed to the County of Cook be directed in their entirety to the County Highway Department to ensure the proper fulfillment of its mission; and

BE IT FURTHER RESOLVED, that any request to transfer MFT funds from the County Highway Department must be presented for approval before the Cook County Board of Commissioners with a breakdown of how the funds are to be appropriated and expended, and that any such appropriations shall comply with Illinois State statutes.

In accordance with Cook County Code Section 2-108(z)(1) Amendment or suspension of rules, Commissioner Silvestri, seconded by Commissioner Murphy, moved to suspend Section 2-108(h)(1) Prior notice to public; agendas. **The motion carried unanimously.**

Commissioner Moreno, seconded by Commissioner Murphy, moved that the Proposed Resolution be referred to the Committee on Finance. (Comm. No. 308619). **The motion carried unanimously.**

CONSENT CALENDAR

10-R-339

RESOLUTION

Sponsored by

**THE HONORABLE JOHN P. DALEY, PRESIDENT TODD H. STROGER,
WILLIAM M. BEAVERS, JERRY BUTLER, FORREST CLAYPOOL, EARLEAN COLLINS,
BRIDGET GAINER, ELIZABETH "LIZ" DOODY GORMAN, GREGG GOSLIN,
JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY, ANTHONY J. PERAICA,
EDWIN REYES, TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI, DEBORAH SIMS,
ROBERT B. STEELE AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

WHEREAS, in 1910, the Reverend Stanislaus Nawrocki, pastor of St. Mary of Perpetual Help, recognized the need for a new parish in Chicago's Bridgeport community to serve the growing Catholic population, and thus St. Barbara Catholic Church was first established; and

WHEREAS, Father Nawrocki promptly obtained approval for construction from the Archdiocese and acquired a site near 29th and Throop to serve as the home of the new parish; and

WHEREAS, the newly built facility including a school, convent, and rectory was dedicated and consecrated four years later, with over 1,200 parishioners joining in the celebration; and

WHEREAS, since that proud beginning, St. Barbara has continued to grow and serve the needs of the community, and has continued to build upon the traditions of family, education and Catholic leadership that have been so important to the parish and the community of Bridgeport; and

WHEREAS, this year marks the 100th Anniversary Year of St. Barbara Parish; and

WHEREAS, this joyous milestone will be celebrated with a special Anniversary Mass on October 24, 2010.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Cook County, that warmest congratulations are hereby extended to Father Dennis Ziomek, pastor of St. Barbara, and all parishioners past and present on this historic day marking 100 years of service to God and community; and

BE IT FURTHER RESOLVED, that this text be spread upon the official proceedings of this Honorable Body and a suitable copy of same be presented to Father Ziomek to commemorate this special occasion.

Approved and adopted this 15th day of September 2010.

Commissioner Silvestri, seconded by Commissioner Murphy, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

**10-R-329
RESOLUTION**

Sponsored by

THE HONORABLE ANTHONY J. PERAICA, COUNTY COMMISSIONER

Co-Sponsored by

**THE HONORABLE TODD H. STROGER, PRESIDENT, WILLIAM BEAVERS,
JERRY BUTLER, FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY,
BRIDGET GAINER, ELIZABETH "LIZ" DOODY GORMAN, GREGG GOSLIN,
JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY, EDWIN REYES,
PETER N. SILVESTRI, TIMOTHY O. SCHNEIDER, DEBORAH SIMS,
ROBERT B. STEELE AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

**A RESOLUTION PROCLAIMING SEPTEMBER AS
"BRAIN ANEURISM AWARENESS MONTH" IN COOK COUNTY AND
ACKNOWLEDGING THE LEADERSHIP AND
COMMITMENT OF THE UIC DEPARTMENT OF NEUROSURGERY**

WHEREAS, an estimated 6 million people in the United States have an unruptured brain aneurism; and

WHEREAS, this totals accounts for 1 out of every 50 people; and

WHEREAS, there is a brain aneurism rupturing in the United States every 18 minutes; and

WHEREAS, four out of every seven people who recover from a brain aneurism will have permanent disabilities; and

WHEREAS, brain aneurisms are most prevalent in people ages 35 to 60 but also occur in children; and

WHEREAS, women suffer more than men from brain aneurisms at a ratio of 3 to 2; and

WHEREAS, the University of Illinois Chicago (UIC) Department of Neurosurgery ranks first among all hospitals for the treatment of brain aneurism and stroke cases; and

WHEREAS, the UIC Department of Neurosurgery staff have been named as The Best Doctors in America and America's Top Doctors; and

WHEREAS, the UIC Department of Neurosurgery has created the ONLY brain aneurism support group in the State of Illinois; and

WHEREAS, the UIC Brain Aneurism Support Group focuses on assisting survivors and their families from as far as Indiana, Hanover Park, Schaumburg, Chicago and Lockport; and

WHEREAS, the guiding principle of the UIC Brain Aneurism Support Group is "Knowledge Creates Hope and Awareness Saves Lives"; and

WHEREAS, the UIC Department of Neurosurgery will be hosting "Survivor in the City," a benefit for Chicago Area Brain Aneurism Survivors on Friday, September 17, 2010 at Maggiano's Restaurant; and

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WHEREAS, the proceeds from the benefit will be used to help fund brain aneurism research and the local support group at UIC Medical Group.

NOW, THEREFORE, BE IT RESOLVED, that the President and Board of Commissioners, on behalf of the more than 5 million residents of Cook County, Illinois do hereby proclaim September as "Brain Aneurism Awareness Month"; and

BE IT FURTHER RESOLVED, that the President and Board of Commissioners congratulates the UIC Department of Neurosurgery for their life saving care of brain aneurism survivors, and for their professionalism and compassion which enables survivors to live long and productive lives; and

BE IT FURTHER RESOLVED, that a suitable copy of this Resolution be presented to the UIC Department of Neurosurgery in honor of their many achievements and excellent service to the community.

Approved and adopted this 15th day of September 2010.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Silvestri, seconded by Commissioner Murphy, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

**10-R-330
RESOLUTION**

Sponsored by

THE HONORABLE ANTHONY J. PERAICA AND PETER N. SILVESTRI

COUNTY COMMISSIONERS

Co-Sponsored by

**THE HONORABLE TODD H. STROGER, PRESIDENT, WILLIAM BEAVERS,
JERRY BUTLER, FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY,
BRIDGET GAINER, ELIZABETH "LIZ" DOODY GORMAN, GREGG GOSLIN,
JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY, EDWIN REYES,
TIMOTHY O. SCHNEIDER, DEBORAH SIMS, ROBERT B. STEELE
AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

IN MEMORY OF ALFRED E. GALLO

WHEREAS, Almighty God in His Infinite Wisdom has called Alfred E. Gallo home at the age of 88; and

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WHEREAS, Alfred E. Gallo graduated from John Marshall Law School in 1949; and

WHEREAS, Mr. Gallo had a great love for John Marshall Law School and served on the school's Board of Trustees for 40 years; and

WHEREAS, Mr. Gallo served for seven years as President of the John Marshall Law School Board of Trustees from 2000 to 2007; and

WHEREAS, Mr. Gallo is credited for bringing John Marshall Law School into the 21st Century by his leadership; and

WHEREAS, Mr. Gallo was a past president of the Justinian Society of Lawyers and recipient of the Justinian Society Award of Excellence; and

WHEREAS, the Justinian Society will be establishing a scholarship in honor of Alfred E. Gallo for a qualified student attending John Marshall Law School; and

WHEREAS, Mr. Gallo was a confidante of three Archdiocesan prelates and a member of the Knights of Columbus, Free Masons, Scottish Rite and Shrine; and

WHEREAS, Mr. Gallo served in the U.S. Army Counter Intelligence Corps in World War II in Africa and Italy prior to returning to complete his studies at John Marshall Law School; and

WHEREAS, Mr. Gallo was a past chair of the board and past president of United America Bank, served as vice-chairman and acting chief executive officer of O'Hare International Bank and was a director of Northern Trust Bank O'Hare; and

WHEREAS, Mr. Gallo was founder and first president of the Land Trust Council of Illinois, a past president of the Illinois Bankers Association Chicago District and a former president of the Illinois Bankers Association Trust Division; and

WHEREAS, John Marshall Law School presented Alfred E. Gallo with its Freedom Award in 2006; and

WHEREAS, in 2008, Mr. Gallo was among the laureates of the Illinois State Bar Association's Academy of Lawyers; and

WHEREAS, Mr. Gallo was an avid fisherman who founded the elite Oenophiliasts Society of Chicago; and

WHEREAS, Mr. Gallo was known to love good wine and good food; and

WHEREAS, Mr. Gallo was first and foremost a devoted family man who leaves to mourn his beloved wife Gina, his dear sister Jennie DelBoccio, his loving sister-in-law Antoinette Tosto and many nieces and nephews.

NOW, THEREFORE, BE IT RESOLVED, that the President and Board of Commissioners, on behalf of more than 5 million residents of Cook County, Illinois do hereby offer heartfelt condolences to the family, colleagues and friends of Alfred E. Gallo who will miss him dearly; and

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BE IT FURTHER RESOLVED, that suitable copies of this Resolution be presented to the family of Alfred E. Gallo as a token of this body's appreciation for his countless contributions to John Marshall Law School and the Chicago and Cook County legal communities.

Approved and adopted this 15th day of September 2010.

Commissioner Silvestri, seconded by Commissioner Murphy, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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10-R-331

RESOLUTION

Sponsored by

THE HONORABLE EDWIN REYES, COUNTY COMMISSIONER

**A RESOLUTION TO HONOR CALOR – A DIVISION OF ANIXTER CENTER
CELEBRATING 20 YEARS OF SERVICE TO THE LATINO COMMUNITY IN CHICAGO**

WHEREAS, CALOR was founded by civic-minded men and women volunteers, in 1990, in response to the impact of HIV/AIDS in the Latino community in Chicago; and

WHEREAS, CALOR is not only a premier Latino agency for HIV/AIDS prevention initiatives but also provides assistance to many other individuals with various disabilities in Chicago's Latino community; and

WHEREAS, CALOR provides many services to the community such as: case management, mental health service, prevention and education, and employment services; and

WHEREAS, these services include, but are not limited to: rent and utility assistance, transportation assistance, homemaker services, Certified Nurse Assistant referrals, expense reimbursement for personal assistants, non-clinical counseling sessions and support groups; and

WHEREAS, CALOR serves as a resource center to the Latino community by providing information, workshops, testing and counseling for HIV and other STDs; and

WHEREAS, CALOR provides domestic violence services by offering effective strategies for intervention and establishing prevention and referral services for Latinos on the West side of Chicago; and

WHEREAS, CALOR assesses the needs of and works with special populations, including commercial sex workers, the mentally ill, physically disabled and non-English speaking people; and

WHEREAS, CALOR is a leading agency in the West Town-Humboldt Park HIV/AIDS Providers Association (WHAPA) a coalition of HIV/AIDS service providers which are organized to reduce the incidence of HIV and STD infection in these communities; and

WHEREAS, based on an individual's needs and eligibility CALOR helps people with disabilities lead healthier and more productive lives; and

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WHEREAS, on October 2, 2010 CALOR will observe its 20th anniversary of serving the Latino community in Chicago.

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners does hereby recognize and honor CALOR – A Division of Anixter Center, for their 20 years of outstanding work and dedication in the service of people with HIV/AIDS and other disabilities in Chicago's Latino community.

Approved and adopted this 15th day of September 2010.

Commissioner Silvestri, seconded by Commissioner Murphy, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

10-R-332
RESOLUTION

Sponsored by

**THE HONORABLE JOHN P. DALEY, PRESIDENT TODD H. STROGER,
WILLIAM M. BEAVERS, JERRY BUTLER, FORREST CLAYPOOL, EARLEAN COLLINS,
BRIDGET GAINER, ELIZABETH "LIZ" DOODY GORMAN, GREGG GOSLIN,
JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY, ANTHONY J. PERAICA,
EDWIN REYES, TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI, DEBORAH SIMS,
ROBERT B. STEELE AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

WHEREAS, in the year 2010, Klees Golf Shop has celebrated 100 years in business; and

WHEREAS, Klees Golf Shop, in Chicago's Beverly neighborhood, was founded in 1910 at a simple storefront located on an ideal site near Jackson Park Golf Course; and

WHEREAS, from those humble beginnings back in 1910, Klees Golf Shop has flourished and grown into a venerable neighborhood institution that has introduced the game to countless Chicagoans over the years; and

WHEREAS, Klees Golf Shop survived while other retailers struggled in the Great Depression, using the creative idea of selling radios in addition to golf supplies; and

WHEREAS, today, Klees Golf Shop is run by the grandson of its original founder, as a thoroughly modern twenty-first century operation, with an international customer base on the internet, combined with a loyal following of local golfers who would not think of shopping elsewhere for their golfing needs; and

WHEREAS, over the years and throughout many changes, Klees Golf Shop has remained faithful to the vision and philosophy of outstanding customer service, and has not only succeeded as a commercial enterprise, but as a greatly valued and widely respected member of the community.

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NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Cook County does hereby congratulate Klees Golf Shop on its 100th Anniversary, and pays tribute to owners Charlie and Eileen Klees, and to the hundreds of employees past and present, who have built the company into the successful and respected operation it is today; and

BE IT FURTHER RESOLVED, that this text be spread upon the official proceedings of this Honorable Body, and a suitable copy of same be tendered to Charlie and Eileen Klees in commemoration of this occasion and in grateful acknowledgment of the important contributions to the economy of Cook County made by Klees Golf Shop in the course of its century in the retail golf supply business.

Approved and adopted this 15th day of September 2010.

Commissioner Silvestri, seconded by Commissioner Murphy, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

10-R-333
RESOLUTION

Sponsored by

**THE HONORABLE JOHN P. DALEY, PRESIDENT TODD H. STROGER,
WILLIAM M. BEAVERS, JERRY BUTLER, FORREST CLAYPOOL, EARLEAN COLLINS,
BRIDGET GAINER, ELIZABETH "LIZ" DOODY GORMAN, GREGG GOSLIN,
JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY, ANTHONY J. PERAICA,
EDWIN REYES, TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI, DEBORAH SIMS,
ROBERT B. STEELE AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

WHEREAS, it has come to the attention of the Cook County Board of Commissioners that Mr. Steve Eiseman has retired from his appointed position as Deputy Chief Probation Officer for the Cook County Juvenile Court, thus concluding a thirty-two year term of loyal and dedicated public service to the people of Cook County; and

WHEREAS, Steve Eiseman began his work in juvenile justice as a vocational coordinator in a work release program under the aegis of the Salvation Army, where he gained essential knowledge and insight into the many challenges faced by young offenders, and developed a philosophy of intervention that would serve him well throughout the course of his impressive career in public life; and

WHEREAS, Steve Eiseman first came to work in the juvenile justice system of Cook County in 1978, and soon established his reputation for compassion and resourcefulness in seeking creative solutions to better serve his young clients; and

WHEREAS, in the course of his long career in juvenile probation, Steve Eiseman has been recognized for his loyalty, his capabilities, and his dedication to public service while upholding Cook County's mission to provide justice, health care, and public safety; and

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WHEREAS, Steve Eiseman has developed a number of successful initiatives, such as the Jump-Start program, Project Lifeline, and the Marx Fund, together which have provided new opportunities for hundreds of at-risk adolescents in Cook County; and

WHEREAS, Steve Eiseman has been an inspiration for his colleagues, and leaves a legacy of hope for all those who aspire to help disadvantaged youth overcome the often dire circumstances they confront in their daily environment; and

WHEREAS, Steve Eiseman's personal mission statement expresses the profound belief that "every small triumph holds the seed of a future success"; and

WHEREAS, throughout his stellar career, Steve Eiseman has experienced triumphs both great and small, and through it all he has performed his various leadership roles with a professionalism and commitment to service which exemplifies excellence in the public sector; and

WHEREAS, Steve Eiseman can now use his well-earned retirement time to enjoy the company of his family and many friends.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Cook County, that the Board does hereby extend its congratulations to Steve Eiseman on the occasion of his retirement, offers its deepest appreciation to him for his decades of outstanding service to the public, and joins his friends and colleagues in wishing him many years of health and happiness; and

BE IT FURTHER RESOLVED, that this text be spread upon the official proceedings of the Honorable Body, and a ceremonial copy of same be presented to Steve Eiseman to commemorate this occasion.

Approved and adopted this 15th day of September 2010.

Commissioner Silvestri, seconded by Commissioner Murphy, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

10-R-334
RESOLUTION

Sponsored by

**THE HONORABLE JOHN P. DALEY, PRESIDENT TODD H. STROGER,
WILLIAM M. BEAVERS, JERRY BUTLER, FORREST CLAYPOOL, EARLEAN COLLINS,
BRIDGET GAINER, ELIZABETH "LIZ" DOODY GORMAN, GREGG GOSLIN,
JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY, ANTHONY J. PERAICA,
EDWIN REYES, TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI, DEBORAH SIMS,
ROBERT B. STEELE AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

WHEREAS, 130 years ago, the Chicago Archdiocese recognized the need for a new parish in Chicago's Canaryville community to serve the growing population of Irish immigrants coming to America to seek a better life for their families, and thus St. Gabriel Catholic Church was first established; and

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WHEREAS, Father Maurice Dorney was the first pastor of St. Gabriel, and through his leadership and vision, the new church grew quickly and soon became a cornerstone of the community; and

WHEREAS, with Father Dorney at the helm, the parish built a new school, convent, and rectory to serve the needs of the community, with special emphasis on caring for the families of the hard working employees at the nearby packing houses in Chicago's Stockyards; and

WHEREAS, since that proud beginning, St. Gabriel has continued to grow and serve the needs of the community, and has continued to build upon the traditions of family, education and Catholic leadership that have been so important to the parish and the neighborhood of Canaryville; and

WHEREAS, this year marks the 130th Anniversary Year of St. Gabriel Church; and

WHEREAS, this joyous milestone will be commemorated with a special Anniversary Celebration on October 16, 2010, with thousands of current and former parishioners in attendance.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Cook County, that warmest congratulations are hereby extended to Reverend James Merold, pastor of St. Gabriel, and all parishioners past and present on this historic day marking 130 years of service to God and community; and

BE IT FURTHER RESOLVED, that this text be spread upon the official proceedings of this Honorable Body, and a suitable copy of same be presented to Reverend Merold to commemorate this special occasion.

Approved and adopted this 15th day of September 2010.

Commissioner Silvestri, seconded by Commissioner Murphy, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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10-R-335
RESOLUTION

Sponsored by

THE HONORABLE TODD H. STROGER, PRESIDENT,

JOHN P. DALEY, LARRY SUFFREDIN, GREGG GOSLIN AND EARLEAN COLLINS

COUNTY COMMISSIONERS

Co-Sponsored by

**THE HONORABLE WILLIAM BEAVERS, JERRY BUTLER, FORREST CLAYPOOL,
BRIDGET GAINER, ELIZABETH "LIZ" DOODY GORMAN, JOSEPH MARIO MORENO,**

JOAN PATRICIA MURPHY, ANTHONY J. PERAICA, EDWIN REYES,

TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI, DEBORAH SIMS

AND ROBERT B. STEELE, COUNTY COMMISSIONERS

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WHEREAS, Almighty God in His infinite wisdom has called the Honorable Joel D. Brunsvold from our midst; and

WHEREAS, Joel D. Brunsvold was the beloved husband of Barbara Brunsvold, and the devoted father of Tim and Ted Brunsvold; and

WHEREAS, Joel D. Brunsvold was a native of Iowa, and was educated at Black Hawk College, Newton College, Western Illinois University, and Augustana College in Iowa, where he earned a Bachelor's Degree; and

WHEREAS, Joel D. Brunsvold capably served the citizens of the Quad Cities area as their State Representative in the Illinois General Assembly, where he was elected to ten terms in office from 1983 to 2003; and

WHEREAS, Joel D. Brunsvold also served the citizens of Milan, Illinois as their Mayor; and

WHEREAS, Joel D. Brunsvold was an avid outdoorsman, and was known for his outstanding marksmanship skills and his unwavering support of laws protecting firearm ownership; and

WHEREAS, Joel D. Brunsvold was appointed to the position of Director of the State Department of Natural Resources, where he was a tireless advocate for providing the necessary funding to operate the Department in a manner that would protect and preserve the vast open spaces and unspoiled areas of the Prairie State; and

WHEREAS, all who knew him will attest that Joel D. Brunsvold was a kind and compassionate man, virtuous of character and gentle in spirit, admired and respected by his many friends and neighbors, and dearly loved by his family.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Cook County that the Board does hereby offer its deepest condolences and most heartfelt sympathy to the family and many friends of the Honorable Joel D. Brunsvold, and joins them in sorrow at this time of loss; and

BE IT FURTHER RESOLVED, that this text be spread upon the official proceedings of this Honorable Body, and a suitable copy of same be tendered to the family of the Honorable Joel D. Brunsvold, that his memory may be so honored and ever cherished.

Approved and adopted this 15th day of September 2010.

Commissioner Silvestri, seconded by Commissioner Murphy, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**10-R-336
RESOLUTION**

Sponsored by

THE HONORABLE ROBERT B. STEELE, COUNTY COMMISSIONER

IN MEMORY OF EDWARD KENNEDY WALKER

WHEREAS, Almighty God in His wisdom has called from our midst a stable fixture Mr. Edward Kennedy Walker who could light up room with his humorous nature making everyone around him smile; and

WHEREAS, Edward Kennedy Walker was born September 12, 1956 in Gary, Indiana, to the union of Roy Anthony Walker, Sr. and Hattie Bynum Walker; and

WHEREAS, Edward Kennedy Walker graduated in 1975 from West Oso High School in Corpus Christi, Texas, where he excelled in football as a defensive lineman; and

WHEREAS, Edward Kennedy Walker often traveled growing up because his father was in the military, he also enlisted in the United States Army and began a military career of excellence. After an honorable discharge he returned to Gary, Indiana, and was employed as a prison guard at Joliet Prison, in Joliet, Illinois; and

WHEREAS, Edward Kennedy Walker also worked as a counselor for mentally challenged adult males in a group home and his dedication, commitment and concern for everyone that he encountered ultimately led him to become a born again Christian and he was called into the ministry. He was a member of the Progressive Beulah Pentecostal Church under the leadership of Pastor Rev. T.A. Barclay, Jr. where Edward's teachings and life story touched numerous lives; and

WHEREAS, Edward Kennedy Walker was a man of great compassion and a man of action; he positively changed the world, and he will be remembered in the hearts of all the people whom he touched and loved dearly.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Cook County does hereby offer its deepest condolences and most heartfelt sympathy to the family and friends of Edward Kennedy Walker and joins them in sorrow at this time of loss; and

BE IT FURTHER RESOLVED, that a suitable copy of this Resolution be spread upon the official proceedings of this Honorable Body and that an official copy of same be tendered to the family of Edward Kennedy Walker so that his memory may be so honored and ever cherished.

Approved and adopted this 15th day of September 2010.

Commissioner Silvestri, seconded by Commissioner Murphy, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

**10-R-337
RESOLUTION**

Sponsored by

THE HONORABLE LARRY SUFFREDIN, COUNTY COMMISSIONER

Co-Sponsored by

THE HONORABLE TODD H. STROGER, PRESIDENT, WILLIAM M. BEAVERS,

**JERRY BUTLER, FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY,
BRIDGET GAINER, ELIZABETH “LIZ” DOODY GORMAN, GREGG GOSLIN,
JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY, ANTHONY J. PERAICA,
EDWIN REYES, TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI,
DEBORAH SIMS AND ROBERT B. STEELE, COUNTY COMMISSIONERS**

IN MEMORY OF MORRIS BAREFIELD

WHEREAS, Morris Barefield passed away on August 28, 2010; and

WHEREAS, Morris Barefield was a civic leader and teacher who guided countless young lives as a teacher and volunteer throughout his life; and

WHEREAS, Morris Barefield was the eighth child of William and Pearlie Barefield and grew up in Madison, Illinois; and

WHEREAS, Morris Barefield attended Dunbar Elementary School, where he gained his inspiration to become a teacher, and graduated from Madison High School; and

WHEREAS, Morris Barefield was about to present his enlistment papers to his mother for a signature to join the United States Air Force when he was persuaded to attend college at the new campus of Southern Illinois University (SIU) in Alton, Illinois, about ten miles from his home; and

WHEREAS, Morris Barefield later transferred to SIU’s Carbondale campus, where he met his future wife, Lun Ye Crim, and in 1961 graduated; and

WHEREAS, Morris Barefield married Lun Ye Crim in 1963; and

WHEREAS, Morris Barefield taught in Blue Island and Oak Lawn while taking summer classes at SIU to earn a Master of Science in Education in 1965; and

WHEREAS, Morris Barefield was recruited to join the faculty at New Trier High School, and in 1966 became the first African American classroom teacher at New Trier East High School; and

WHEREAS, Morris Barefield and Lun Ye moved to Glencoe, Illinois, in 1967 and had a son, Erik, that same year, and a daughter, Myla in 1972; and

WHEREAS, Morris Barefield was a popular and successful teacher at New Trier and became a Master Teacher in 1971 and a Leader Teacher in 1985, the highest level of teaching at New Trier, as well as serving as an advisor for 30 years; and

WHEREAS, Morris Barefield retired in 1998, yet continued to teach, dedicating his summers to teaching through the One-to-One Learning Center and the Link program, as well as at the Chicagoland Jewish High School; and

WHEREAS, Morris Barefield was active in his community, serving on the Board of Directors for the North Shore Senior Center and Meals at Home, as well as serving as a Trustee and Board Chairman at Second Baptist Church in Evanston, Illinois; and

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WHEREAS, Morris Barefield was an active member of Alpha Phi Alpha fraternity, Sigma Pi Phi fraternity-Delta Alpha Boulé and the Chessmen Club of the North Shore; and

WHEREAS, Morris Barefield received numerous honors and recognitions from many organizations over his life, including the New Trier Faculty Association, the Illinois Education Association, Who's Who in Education, the Central Suburban League Football Coaches Association, the Chessmen Club of the North Shore, the North Shore Senior Center and St. Paul A.M.E. Church; and

WHEREAS, Morris Barefield is survived by his beloved wife, Lun Ye Crim-Barefield; his son, Erik (Heather) Barefield; his daughter, Myla (Jay) Young; his grandchildren, Blake and Connor Barefield and Jaxon Young; his siblings, Lawrence Barefield (Flo), Lillie Mae Edwards, Robert Barefield (Liz), Izola Hamilton, Lorraine Strauther (Don) and Patricia Crawford (Charles); numerous aunts, uncles, nieces, nephews, cousins, and friends; and countless students and colleagues whose lives were touched by Morris Barefield's friendship, guidance and heart; and

WHEREAS, Morris Barefield will be deeply missed and forever treasured by all who knew him and the people of Cook County owe a debt of gratitude to Morris Barefield for his outstanding contributions to the community.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Cook County does hereby offer its deepest condolences to the family and friends of Morris Barefield and joins them in sorrow at this time of loss; and

BE IT FURTHER RESOLVED, that a suitable copy of this Resolution be spread upon the official proceedings of this Honorable Body and that an official copy of same be tendered to the family of Morris Barefield so he may be forever honored and cherished.

Approved and adopted this 15th day of September 2010.

Commissioner Silvestri, seconded by Commissioner Murphy, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

**10-R-338
RESOLUTION**

Sponsored by

THE HONORABLE JOAN PATRICIA MURPHY, COUNTY COMMISSIONER

Co-Sponsored by

**THE HONORABLE TODD H. STROGER, PRESIDENT, WILLIAM M. BEAVERS,
JERRY BUTLER, FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY,
BRIDGET GAINER, ELIZABETH "LIZ" DOODY GORMAN, GREGG GOSLIN,
JOSEPH MARIO MORENO, ANTHONY J. PERAICA, EDWIN REYES,
TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI, DEBORAH SIMS,
ROBERT B. STEELE AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

IN HONOR OF CONCETTA J. O'MALLEY ON THE OCCASION OF HER 90TH BIRTHDAY

WHEREAS, Concetta J. O'Malley will celebrate her 90th birthday on September 16, 2010 with friends and family; and

WHEREAS, Concetta J. O'Malley was born on September 16, 1920 in Boston, Massachusetts; and

WHEREAS, Concetta J. O'Malley grew up in South Boston along with her sister Anna and brothers Leo and Carmen; she married the love of her life Michael Francis O'Malley on October 27, 1936, raised four children Michael, Eileen, Robert and Cook County Commissioner Joan Patricia Murphy; has eight grandchildren and four and one-quarter great-grandchildren; and

WHEREAS, a lifelong involved, committed member of her community and church, Concetta J. O'Malley became the president of every organization she joined; formed the first women's auxiliary of the Knights of Columbus in South Boston; and instituted the "Senior Trips" program for retired seniors paid for by the companies they had worked for; and

WHEREAS, a consummate actress, singer and dancer, Concetta J. O'Malley starred in little theater productions performed in all the local churches and organizations; and

WHEREAS, Concetta J. O'Malley, an ardent political activist in her day, volunteered in every local, state and federal election from the early 40s and on until 2002 working for such notables as Mayor Michael James Curley, Billy Bulger for State Senate, John F. Kennedy for the Senate and Presidency, and Mayor Ray Flynn (later Ambassador to the Vatican); and was thrilled to be able for the first time to vote for her daughter Joan Patricia Murphy in the February primary election; and

WHEREAS, Concetta J. O'Malley now resides at The Pointe at Kilpatrick in Crestwood, Illinois, where she is an active member of The Pointe community; and

WHEREAS, Concetta J. O'Malley is known to enjoy an occasional trip to the casino to play the slots (and usually wins); and

WHEREAS, Concetta J. O'Malley attended the tenth bi-annual Fama Family Fest in Boston this summer where as matriarch of the family she presided over the festivities and sang, laughed, told stories and thoroughly enjoyed the company of the eighty family members in attendance (especially the children); and

WHEREAS, Concetta J. O'Malley has a zest for living, has the ability to bring joy and laughter into the lives of those around her and has dedicated her life to helping family, friends, and her community.

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners does hereby wish Concetta J. O'Malley a very happy 90th birthday; and

BE IT FURTHER RESOLVED, that a suitable copy of this Resolution be tendered to Concetta J. O'Malley in commemoration of this most auspicious occasion and that it also be spread upon the official proceedings of this Honorable Body.

Approved and adopted this 15th day of September 2010.

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Commissioner Silvestri, seconded by Commissioner Murphy, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

10-R-340
RESOLUTION

Sponsored by

**THE HONORABLE FORREST CLAYPOOL AND LARRY SUFFREDIN
COUNTY COMMISSIONERS**

Co-Sponsored by

**THE HONORABLE TODD H. STROGER, PRESIDENT, WILLIAM M. BEAVERS,
JERRY BUTLER, EARLEAN COLLINS, JOHN P. DALEY, BRIDGET GAINER,
ELIZABETH "LIZ" DOODY GORMAN, GREGG GOSLIN, JOSEPH MARIO MORENO,
JOAN PATRICIA MURPHY, ANTHONY J. PERAICA, EDWIN REYES,
TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI, DEBORAH SIMS
AND ROBERT B. STEELE, COUNTY COMMISSIONERS**

IN MEMORY OF MATT RYAN

WHEREAS, Matt Ryan passed away on September 13, 2010; and

WHEREAS, Matt Ryan was a longtime political strategist who helped shape politics at the local, state and federal levels; and

WHEREAS, Matt Ryan was married to Angela Welsh Ryan, who worked at the Chicago Botanic Garden in Government Affairs; and

WHEREAS, Matt Ryan was born in Alton, Illinois, and first entered politics in 1972 as a teenager when he joined his uncle's run for local treasurer and four years later helped the city's incumbent mayor win re-election in a massive write-in campaign; and

WHEREAS, in 1980, Matt Ryan worked on a Congressional campaign alongside future White House Chief of Staff Rahm Emanuel, future Democratic National Committee chairman David Wilhelm and future Cook County Board Commissioner Forrest Claypool; and

WHEREAS, Matt Ryan soon moved to state politics, joining the staff of then-Illinois Senate President Philip J. Rock, and in 1984 was elected president of the Illinois Young Democrats; and

WHEREAS, Matt Ryan continued to work campaigns, including running the 1986 primary bid of former state Treasurer James Donnewald, serving as deputy campaign manager of Roland Burris' 1990 campaign for Attorney General and running the 1992 congressional bid of United States Representative George Sangmeister; and

WHEREAS, Matt Ryan worked as a lobbyist for the American Dental Association and the American Dietetic Association and later formed his own consulting firm; and

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WHEREAS, Matt Ryan returned to campaigns in 2001, becoming campaign manager for Paul Vallas in his unsuccessful campaign for Illinois Governor against Rod Blagojevich; and

WHEREAS, in 2004, Matt Ryan became Chief of Staff to Will County Executive Larry Walsh, a position he served in until his passing; and

WHEREAS, Matt Ryan's political prowess was matched only by his quality as a person, and the ethical and respectful manner with which he conducted himself were appreciated and recognized by all; and

WHEREAS, Matt Ryan is survived by his wife, Angela Welsh Ryan; his parents, Robert and Jane; and his sisters, Susan Martin and Kathleen Long; and

WHEREAS, Matt Ryan will be deeply missed and forever treasured by all who knew him and the people of Cook County owe a debt of gratitude to Matt Ryan for his outstanding contributions to the community.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Cook County does hereby offer its deepest condolences to the family and friends of Matt Ryan and joins them in sorrow at this time of loss; and

BE IT FURTHER RESOLVED, that a suitable copy of this Resolution be spread upon the official proceedings of this Honorable Body and that an official copy of same be tendered to the family of Matt Ryan so he may be forever honored and cherished.

Approved and adopted this 15th day of September 2010.

Commissioner Silvestri, seconded by Commissioner Murphy, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

COMMITTEE REPORTS

**REPORT OF THE COMMITTEE ON LEGISLATION,
INTERGOVERNMENTAL & VETERANS RELATIONS**

September 13, 2010

The Honorable,
The Board of Commissioners of Cook County

ATTENDANCE

Present: Chairman Suffredin, Vice Chairman Silvestri, Commissioners Beavers, Butler, Claypool, Collins, Daley, Gainer, Gorman, Goslin, Moreno, Murphy, Peraica, Reyes, Schneider and Sims (16)

Absent: Commissioner Steele (1)

Also Present: Zelda Whitler, Undersheriff, Cook County Sheriff's Office

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Ladies and Gentlemen:

Your Committee on Legislation, Intergovernmental & Veterans Relations of the Board of Commissioners of Cook County met pursuant to notice on Monday, September 13, 2010 at the hour of 11:00 A.M. in the Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois.

Your Committee has considered the following items and, upon adoption of this report, the recommendations are as follows:

308428 AN ORDINANCE AMENDMENT TO THE ILLINOIS STATE CRIME COMMISSION'S VETERANS EQUITY TRANSITION PROPOSAL FOR POST 9-11 VETERANS OF THE UNITED STATES MILITARY (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by William M. Beavers, County Commissioner; Co-sponsored by The Honorable Todd H. Stroger, President, Jerry Butler, Forrest Claypool, Earlean Collins, John P. Daley, Bridget Gainer, Elizabeth "Liz" Doody Gorman, Gregg Goslin, Joseph Mario Moreno, Joan Patricia Murphy, Anthony J. Peraica, Edwin Reyes, Timothy O. Schneider, Peter N. Silvestri, Deborah Sims, Robert B. Steele and Larry Suffredin, County Commissioners.

The following is a synopsis of the Proposed Ordinance Amendment:

PROPOSED ORDINANCE AMENDMENT

THE ILLINOIS STATE CRIME COMMISSION'S VETERANS EQUITY TRANSITION PROPOSAL FOR POST 9-11 VETERANS OF THE UNITED STATES MILITARY

WHEREAS, the Cook County Veterans Preference and Qualified Veteran Owned Business Incentive Acts serves as mechanisms to assist those persons who served in active duty in the United States military under conditions as set forth below; and

NOW, THEREFORE, BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 34 Finance, Section 34-158 of the Cook County Code is hereby amended as follows:

Sec. 34-158. Preference to citizens on public works projects.

(a) The Purchasing Agent shall specify in the call for bids for any contract for public works that contractors bidding on public works contracts of the County shall conform to the Public Works Preference Act (30 ILCS 560/0.01 et seq.). The Purchasing Agent in awarding the contract shall cause to be inserted in any contract for public works a stipulation to the effect that the contractor shall conform to such Act.

(b) *Veterans preference.* A preference will be given to bidders that utilize at least five percent of eligible veterans of the United States Armed Forces as defined in this Article who are bona fide veterans of a post-September 11, 2001 military conflict and are County residents.

(1) For purposes of this section, in the employment and appointment to fill positions in the construction, addition to, or alteration of all public works undertaken or contracted for by the County, preference shall be given to persons who have been members of the armed forces of the United States or who, while citizens of the United States, were members of the armed forces of allies of the United States in time of hostilities occurring after September 11, 2001, with a foreign country, and have served under one or more of the following conditions:

- a. The veteran served a total of at least 6 months, or
- b. The veteran served for the duration of hostilities regardless of the length of engagement; or
- c. The veteran served in the theater of operations but was discharged on the basis of a hardship; or
- d. The veteran was released from active duty because of a service connected disability and was honorably discharged.

BE IT FURTHER ORDAINED, by the Cook County Board of Commissioners that Chapter 34 Finance, Section 34-160 of the Cook County Code is hereby enacted as follows:

Sec. 34-160. Qualified veteran owned business incentive.

(a) Qualified veteran owned business means a business entity that is 51% or more owned by one or more veterans as defined in Sec. 34-158(b)(1).

(b) In awarding a contract under this section, the Purchasing Agent shall give a preference of up to 5% of the amount of the contract to a qualified veteran owned business. If the qualified veteran owned business otherwise meets the requirements of the contract solicitation and with the preference is the lowest bidder, the purchasing agent shall enter into a procurement contract with the qualified veteran owned business under this act. If two or more qualified veteran owned businesses are the lowest bidders on a contract, all other things being equal, the qualified veteran owned business with the lowest bid shall be awarded the contract under this act.

(c) It is the goal of the County to award each year not less than 5% of its total expenditures for construction, goods, and services to qualified veteran owned businesses. The purchasing agent may count toward its 5% yearly goal described in this subsection that portion of all procurement contracts in which the business entity that received the procurement contract subcontracts with a qualified veteran owned business. Each year, the Purchasing Agent shall report to the Board of Commissioners on all of the following for the immediately preceding twelve month period:

- (1) The number of qualified veteran owned businesses who submitted a bid for a County procurement contract.

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- (2) The number of qualified veteran owned businesses who entered into procurement contracts with this county and the total value of those procurement contracts.
- (3) Whether the county achieved the goal described in this subsection.
- (4) Each year, the Purchasing Agent shall review the progress of all County agencies in meeting the 5% goal with input from countywide veterans service organizations and from the business community including qualified veteran owned businesses, and shall make recommendations to the Board of Commissioners regarding continuation, increases, or decreases in the percentage goal. The recommendations shall be based upon the number of qualified veteran owned business and on the continued need to encourage and promote businesses owned by qualified veterans.
- (5) The President shall recommend to the Board of Commissioners changes in programs to assist qualified veteran owned businesses.

(d) Any person who knowingly and willfully violates the provisions of this Act, is guilty of a petty offense and shall be fined not less than \$75 nor more than \$300 for each offense.

Effective Date: This Ordinance Amendment shall take effect immediately upon adoption.

***Referred to the Legislation, Intergovernmental & Veterans Relations Committee on 09-01-10.**

Commissioner Beavers, seconded by Commissioner Murphy, moved the approval of Communication No. 308428. The motion carried.

308429 AN AMENDMENT TO CHAPTER 34 FINANCE, ARTICLE IV PROCUREMENT AND CONTRACTS, DIVISION 6 MINORITY-AND WOMEN-OWNED BUSINESS ENTERPRISES, SUBDIVISION I GENERAL PROVISIONS, SECTION 34-285 OF THE COOK COUNTY CODE (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Joseph Mario Moreno and Joan Patricia Murphy, County Commissioners; Co-Sponsored by Edwin Reyes and Peter N. Silvestri, County Commissioners

The following is a synopsis of the Proposed Ordinance Amendment.

PROPOSED ORDINANCE AMENDMENT

WHEREAS, as a result of the terrorist attacks of September 11, 2001, the United States of America has redeployed its military for the “war on terror” with personnel seeing active combat, most notably in Afghanistan and Iraq; and

BE IT ORDAINED; by the Cook County Board of Commissioners that Chapter 34 Finance, Article IV Procurement and Contracts, Sections 34-271 through 34-285 of the Cook County Code is hereby amended as follows:

ARTICLE IV. PROCUREMENT AND CONTRACTS

DIVISION 6. MINORITY-AND-WOMEN OWNED BUSINESS ENTERPRISES

| | |
|----------------------|--|
| Sec. 34-2751. | Short title. |
| Sec. 34-2762. | Purpose; policy and findings. |
| Sec. 34-2773. | Definitions. |
| Sec. 34-2784. | Staffing and responsibilities for affirmative action. |
| Sec. 34-2795. | Application of division. |
| Sec. 34-28076. | Program goals. |
| Sec. 34-28177. | Implementation. |
| Sec. 34-28278. | Professionals and consulting services and sole source agreements. |
| Sec. 34-28379. | Other Federal and State regulations. |
| Sec. 34-2840. | Preference to residents of County. |
| Sec. 34-2851. | <u>Reporting and review</u> <u>Preference to Service-Disabled Veteran Businesses</u> . |
| Sec. 34-282. | <u>Reporting and review</u> . |
| Secs. 34-283-34-285. | Reserved. |

Effective date: This Ordinance Amendment shall be in effect immediately upon adoption.

***Referred to the Committee on Legislation, Intergovernmental & Veterans Relations Committee on 09-01-10.**

Commissioner Moreno, seconded by Commissioner Reyes, moved to approve Communication No. 308429.

Commissioner Moreno, seconded by Commissioner Murphy, moved to accept the Substitute Ordinance Amendment to Communication No. 308429. The motion carried.

Commissioner Moreno, seconded by Commissioner Murphy, moved to approve the Substitute Ordinance Amendment for Communication No. 308429 as amended. The motion carried.

**SUBSTITUTE TO ORDINANCE AMENDMENT
FOR COMMUNICATION #308429 (amendments are in bold and underlined)**

Sponsored by

**THE HONORABLE JOSEPH MARIO MORENO and JOAN PATRICIA MURPHY,
COUNTY COMMISSIONERS**

Co-Sponsored by

THE HONORABLE EDWIN REYES and PETER N. SILVESTRI, COUNTY COMMISSIONERS

WHEREAS, as a result of the terrorist attacks of September 11, 2001, the United States of America has redeployed its military for the “war on terror” with personnel seeing active combat, most notably in Afghanistan and Iraq; and

WHEREAS, the men and women of the U.S. Armed Forces selflessly serve our country and sacrifice much by placing their personal safety and ambitions second to protecting our country, our ideals and our freedom; and

WHEREAS, many veterans have incurred or aggravated disabilities while in the line of duty serving on active duty; and

WHEREAS, recognizing the extraordinary service of our veterans, President George W. Bush sought to honor veterans with disabilities by issuing Executive Order 13360 on October 20, 2004, which seeks to provide increased opportunity for service-disabled veteran businesses to participate in contracts through the Federal government; and

WHEREAS, in order to achieve this objective the President established a goal of not less than 3 percent participation for Federal contracting and subcontracting for service-disabled veteran businesses; and

WHEREAS, the County of Cook should also seek to honor and assist service-disabled veteran businesses by similarly seeking to increase the participation of said businesses in County contracts.

BE IT ORDAINED; by the Cook County Board of Commissioners that Chapter 34 Finance, Article IV Procurement and Contracts, Sec. 34-271 through 34-285 of the Cook County Code is hereby amended as follows:

ARTICLE IV. PROCUREMENT AND CONTRACTS

DIVISION 6. MINORITY-AND-WOMEN OWNED BUSINESS ENTERPRISES

Sec. 34-2751. Short title.

This division shall be known and may be cited as the Cook County Minority- and Women-Owned Business Enterprise Ordinance.

Sec. 34-2762. Purpose; policy and findings.

(a) It is the public policy of the County to ensure the full and equitable participation of minority and female owned businesses in the County's procurement process as both prime and subcontractors.

(b) The County is committed to a policy of preventing discrimination in the award of or participation in County contracts and eliminating arbitrary barriers to full participation in such contracts by all persons, regardless of race, sex, or ethnicity.

(c) Minority and women's businesses have contributed significantly to the economic development of the community, and played a similar role in increasing employment, including that of minorities.

(d) Various Federal, State and local legislative bodies and governmental agencies have adopted affirmative action programs in order to eradicate the practice of racial, ethnic and sexual discrimination in the award of public contracts.

(e) The County has heretofore adopted a Minority Business Enterprise Ordinance to ensure that minority and women's businesses are provided full and equal opportunity to participate in County contracts.

(f) The Supreme Court of the United States in *City of Richmond v. Croson*, 488 U.S. 469 (1989), has enunciated certain standards which are necessary to maintain effective affirmative action programs in compliance with constitutional requirements.

(g) The County is committed to implementing its affirmative action program in conformance with the United States Supreme Court's decision in *City of Richmond v. Croson*.

(h) In furtherance of this commitment, the Cook County Board directed the County staff and its outside consultants to conduct an investigation into the scope of any discrimination in the award of and participation in County contracts as well as in the metropolitan Chicago economy, the extent to which such discrimination or the effects thereof has denied and continues to deny minority and women's business enterprises equal opportunity to participate in County contracts and to recommend the appropriate affirmative action steps to be taken to eliminate any such discrimination and its continuing effects.

(i) Pursuant to the County Board's direction, the County staff and its outside consultants conducted such an investigation.

(j) The County Board, having reviewed the report of the County's staff and its outside consultants and having conducted public hearings and received the testimony of witnesses, makes the following findings:

- (1) Minority and women's businesses continue to be awarded prime contracts and subcontracts in dollar amounts that are disproportionately lower than the availability of such businesses willing and able to perform County contracts.
- (2) The County's procurement practices in the past have contributed to the above identified underutilization of minority and women's businesses on County contracts.
- (3) Minority and women's businesses continue to be disadvantaged by discriminatory practices in the local construction industry and economy when competing for County contracts and in seeking subcontracting opportunities on such contracts.
- (4) The County was a passive participant in the discriminatory practices of businesses which discriminate against minority and women's businesses by entering into contracts with such businesses.
- (5) Despite its good faith efforts and implementation of previous affirmative action programs, minority and women's businesses remain at a competitive disadvantage in competing for County contracts and subcontracts.
- (6) Race and gender neutral measures or affirmative action programs without numerical goals have not and are not likely to eliminate the competitive disadvantage of minority and women's businesses in participating in County contracts due to discrimination in the local economy.
- (7) The numerical goals for the participation of minority and women's businesses in County contracts are commensurate with the availability of minority and women's businesses willing and able to perform County work.

Sec. 34-2773. Definitions.

The following words, terms and phrases, when used in this division shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Bona fide resident of the County means a person whose legal and actual residency is within the County borders.

Certified or *certification* means registration of the Minority Business Enterprises or Women's Business Enterprise status of a business in the County's Directory of Minority Business Enterprises, Women's Business Enterprises and Disadvantaged Business Enterprises ("PCE Directory").

Commercially useful function means the performance of real and actual services in the discharge of any contractual endeavor. The contractor must perform a distinct element of work which the business has the skill and expertise to perform and have the responsibility of actually performing, managing and supervising such element of work.

Contract Compliance Administrator (CCA) means the Contract Compliance Administrator of the County.

Contractor means any person or business entity that bids on or enters into a Contract with the County, and includes all partners and all joint venturers of such person or entity.

Controlled, for purposes of determining whether a business is a minority business enterprise or women's business enterprise, means the minority or the female owner shall:

- (1) Possess and exercise the legal authority and power to manage business assets, good will and daily operations of the business; and
- (2) Actively and continuously exercise such managerial authority and power in determining the policies and directing the daily operations of the business. If the owners who are not minorities or females are disproportionately responsible for the operation of the business, then the business is not controlled by minorities or females.

County contracts means any contract, purchase order or agreement (other than a lease or collective bargaining agreement):

- (1) Where the cost is to be paid from funds belonging to or administered by the County, including such funds subject to Federal reimbursement or which requires that monies be paid to the County; and
- (2) That is Board-valued at more than \$25,000.00.

Joint venture means an association of two or more businesses formed to carry out a single business enterprise for profit, and for which purpose they combine their expertise, property, capital, efforts, skills and knowledge.

Minority Business Enterprise (MBE) means a certified participating business at least 51 percent of which is owned and controlled by one or more members of one or more minority groups or, in the case of a publicly held corporation, 51 percent of the stock is owned by one or more members of one or more

minority groups and whose daily business operations are controlled by one or more such individuals. A minority group member is an individual who is one of the following:

- (1) African-American or Black (persons with origins in any of the Black racial groups of Africa);
- (2) Hispanic American (persons of Spanish culture with origins from Puerto Rico, Mexico, Cuba, South or Central America, Spain, Portugal, or the Caribbean Islands regardless of race);
- (3) Native American (American Indian);
- (4) Asian-Pacific American (persons with origins from Japan, China, the Philippines, Vietnam, Korea, Samoa, Guam, the U.S. Trust Territories of the Pacific, Northern Marianas, Laos, Cambodia, Taiwan, or the Indian subcontinent); or
- (5) Any other ethnically or racially identifiable group found by the Contract Compliance Administrator to have suffered actual racial or ethnic discrimination resulting in a competitive disadvantage or decreased opportunities to do business with the County.

Owned means having all the customary incidents of ownership, including the right of disposition, and the sharing in all risks and profits commensurate with the degree of ownership interest.

Participating business means a business located within the counties of Cook, DuPage, Kane, Lake, McHenry or Will in the State (the "Six-County Region") that has the majority of its regular, full-time work force located within the Six-County Region and/or a business which has been placed on the vendors list maintained by the Purchasing Agent and/or has bid on or sought County work.

Program means the Minority and Women Owned Businesses Enterprise Program established herein.

Protected Class Enterprise (PCE), for the purposes of this Program, shall mean those businesses qualifying under the definitions of *Minority Business Enterprise* and *Women's Business Enterprise* contained in this section.

Purchasing Agent means the Purchasing Agent of the County.

Women's Business Enterprise (WBE) means a certified participating business at least 51 percent of which is owned and controlled by one or more women, or, in the case of a publicly held corporation, 51 percent of the stock of which is owned by one or more women and whose daily business operations are controlled by one or more such individuals. Determination of whether a business is at least 51 percent owned by a woman or women shall be made without regard to community property laws.

Sec. 34-2784. Staffing and responsibilities for affirmative action.

(a) *Contract Compliance Committee*. The members of the County Board shall elect, from the Board membership, a Contract Compliance Committee ("CCC") which shall consist of seven members of the County Board and which shall hereinafter become and remain a permanent Standing Committee of the County Board.

(b) *Contract Compliance Administrator*.

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- (1) The provisions of this division and the affirmative action/procurement program ("program") established hereunder shall be administered, supervised and monitored by a Contract Compliance Administrator ("CCA") and staff.
- (2) The Contract Compliance Administrator's duties shall include (but not be limited to) the following areas:
 - a. Devising a certification procedure to assure that businesses taking advantage of this division are legitimate minority- or female-owned businesses.
 - b. Maintaining a list of all bona fide, certified businesses.
 - c. Recommending guidelines and regulations for the use of Protected Class Enterprise participation procedures which shall be approved by the Contract Compliance Committee prior to submission to the County Board. These guidelines shall include, but shall not be limited to, definition of goals; conditions warranting and limiting waivers; and establishment of procedures for participation in the program.
 - d. Recommending enforcement procedures which shall be approved by the Contract Compliance Committee prior to submission to the County Board, whereby the Committee may recommend to the State's Attorney that the County exercise its legal remedies to ensure reasonable and timely progress toward established goals and to prevent prime contractors from engaging in any practices through which they qualify for protected participation on the basis of misrepresentation of subcontracts or qualifications of subcontractors.
 - e. Insuring the County's conformance with Federal and State affirmative action and equal employment opportunity laws and regulations.
 - f. Participating in all purchasing, bidding, and awards processes.
 - g. Participating in all precontract conferences.
 - h. Maintaining liaison with community groups.
 - i. Investigating affirmative action complaints, and reporting findings to the Contract Compliance Committee for presentation to the County Board.
 - j. Maintaining liaison with contractor, professional, and supplier groups and associations.
 - k. Providing technical assistance to appropriate County departments, offices, and divisions in drawing specifications to include opportunities for minority- and women-owned businesses.
 - l. Generating publicity, through media appearances and public speaking engagements, to provide information and clarification about the program to as broad-based an audience as possible.

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- m. Recommending measures for revision and updating of the program as the need is indicated.
- (3) Various parts of this program require information on the County's business and contracting activities be widely disseminated throughout the protected class community.
 - (c) *Purchasing Agent.* The Purchasing Agent shall take whatever steps are necessary to ensure that the purchasing staff views the implementation of this division as a priority. The Purchasing Agent shall report quarterly to the Contract Compliance Administrator on the status of the program and shall be responsible for the following duties:
 - (1) A listing of minority vendors and suppliers shall be prepared by the Purchasing Department and continually updated. This listing may use, but shall not be limited to, the County's Protected Class Enterprise Directory; and updating of this list should be forwarded to the Contract Compliance Administrator;
 - (2) All new vendors on this list shall be forwarded bidders list forms and instructions; these forms and instructions shall also be distributed to protected class vendors at conferences and workshops;
 - (3) All Protected Class Enterprise vendors who complete the bidders list forms shall become part of the bidders list and shall be sent notice of upcoming bids related to the Protected Class Enterprise's business at the same time that such notice is sent to all prospective bidders;
 - (4) All Protected Class Enterprise vendors who become part of the bidders list shall have their records coded so that the vendor's history kept by the Purchasing Department will show a monthly accounting of Protected Class Enterprise purchases which can be reviewed by the Contract Compliance Administrator;
 - (5) All staff in the Purchasing Department shall take part in periodic training, with respect to making purchases from protected class companies; the Contract Compliance Administrator shall be consulted by the Purchasing Agent with regard to these training efforts and shall monitor both the training content and procedures;
 - (6) The Purchasing Agent, in conjunction with the Contract Compliance Administrator, shall set up procurement "best effort" guidelines for the various members of the procurement staff; these guidelines shall set the standards by which Purchasing Department staff will seek to make purchases from protected businesses; they shall also serve as a measure for the compliance review of the department with respect to the protected class program; these "best effort" guidelines shall include, but shall not be limited to, the following:
 - a. Assist in identifying protected class suppliers and/or vendors located in greater Cook County area, by product or service line, and assessing their present capability and long-term business potential with the County.
 - b. Aggressively pursue protected class suppliers, seeking out qualified and qualifiable protected class businesses in deliberate outreach efforts.

- c. Review expected purchases on a continuous basis with the aim of matching potential protected class vendors and projected needs.
- d. Arrange meetings with management of vendors, and make facility visits where appropriate.
- e. Provide information to potential protected class suppliers regarding the County's purchasing policies and requirements.
- f. Provide information to protected class suppliers or vendors regarding the County's competitive standards and prices.
- g. Maintain accurate recordkeeping of all efforts and actual purchases made from protected class companies.

Sec. 34-2795. Application of division.

This division shall be applied to all County contracts, including those contracts under which there are residency qualifications, except to the extent it may be inconsistent with any applicable State or Federal statute, regulation or program.

Sec. 34-28076. Program goals.

- (a) In fulfillment of its policy to promote equal opportunity in its procurement process, the County establishes the goal that Protected Class Enterprises shall participate in not less than 35 percent of the annual aggregate value of all contracts awarded by the County. County procurement personnel will make their best efforts to recruit and solicit bids and make purchases from qualified Protected Class Enterprises.
 - (1) Not less than 25 percent of the annual total dollar amount of County contracts and 30 percent of the annual total dollar amount of construction contracts will be established as a goal to be awarded to Minority Business Enterprises.
 - (2) Not less than ten percent of the total dollar amount of County contracts, will be established as a goal to be awarded to Women's Business Enterprises.
 - (3) The above stated percentages relate to the total dollar amount of County contracts during each fiscal year calculated by examining independently each type of contract.
- (b) The County shall comply with all applicable Federal and State policies requiring affirmative action to increase the employment opportunities of minority and female workers on its construction projects.
- (c) No goal shall be treated as a quota nor shall it be used to discriminate against any person or business enterprise on the basis of race, color, national origin, religion or sex.

Sec. 34-28177. Implementation.

- (a) *Contract goals.*

- (1) To achieve the goals stated in Section **34-28076**, the Purchasing Agent, except as provided in Subsection (a)(2) of this section, shall include in the bid specifications a requirement that each contractor commit that Minority Business Enterprise and Women's Business Enterprise participation in the contract will equal at least 25 percent (30 percent in the case of construction contracts) and ten percent, respectively, of the total dollar value of the contract.
- (2) The Contract Compliance Administrator shall evaluate the applicability of the Minority Business Enterprise and Women's Business Enterprise goals to a specific contract. Where the Contract Compliance Administrator, in consultation with the Purchasing Agent and the user Departments, determines that the established goals are not appropriate for a specific contract because of its particular requirements, the Contract Compliance Administrator shall set an appropriate goal for the contract, based upon the availability of Protected Class Enterprises which are capable of providing the goods and/or services required by the particular contract, the past level of Protected Class Enterprise participation in similar contracts, the specifications of the contract and any other criteria adopted by the Contract Compliance Administrator.
- (3) The applicable goals for a specific contract shall be designated in the contract specifications.
 - (b) *Contractor responsibility and requirements.*
 - (1) As a precondition to selection, each contractor shall submit with its bid a completed and signed utilization plan which lists the names, addresses and contact persons of businesses intended to be used as Protected Class Enterprises on the contract, the type and scope of work or service each business will perform and the dollar amount to be allocated to each Protected Class Enterprise. Such listing shall not be duplicative (e.g., two or more entities each listed as performing 100 percent of the same work or service). Within three business days following submission of bids, a bidder shall submit its letters of intent to Protected Class Enterprises listed on its utilization plan, provided that no substitutions shall be permitted prior to bid award. Each contractor's utilization plan shall commit to Protected Class Enterprise participation equal to or greater than each of the applicable Protected Class Enterprise goals, unless the contractor requests a partial or total waiver of the requirement that it file a utilization plan or achieve a particular goal for Protected Class Enterprise participation by submitting with the filing of its bid a signed waiver request form.
 - (2) Notwithstanding its compliance with any other requirement of County ordinances and contract specifications, no bidder or offeror shall be awarded an eligible contract unless the Contract Compliance Administrator has approved its utilization plan or granted a waiver on the contract. Such utilization plan shall be designed to meet the applicable Minority Business Enterprise and Women's Business Enterprise goals set for such project and shall be incorporated into the contract.
 - (3) A contractor may achieve the applicable Protected Class Enterprise goals by its status as a Protected Class Enterprise or by joint venture with one or more Protected Class Enterprises or by subcontracting a portion of the work to one or more Protected Class Enterprises or by purchase of materials or services from one or more Protected Class Enterprises or by the indirect participation of Protected Class Enterprises in other aspects of the contractor's business such as through a Mentor/Protege agreement as provided herein

(in accordance with applicable guidelines and provided that such Protected Class Enterprise indirect participation may not be credited toward goal attainment on more than one contract subject to this article) or by any combination of the above, subject to the following guidelines:

- a. *Joint ventures.* Where a contractor engages in a joint venture to satisfy its affirmative action commitment, the Contract Compliance Administrator shall review the profits and losses, initial capital investment, actual participation of the joint venture partners in the performance of the contract, and other pertinent factors to determine the amount of credit to be granted for the joint venture toward attainment of the applicable Minority Business Enterprise and Women's Business Enterprise goals. The Contract Compliance Administrator may review all records pertaining to joint venture agreements before or after the award of a contract in order to assess compliance with this article. A contractor shall receive credit towards achievement of the applicable goals in proportion to the percentage of the contract to be performed by the Protected Class Enterprise, provided that the Contract Compliance Administrator may deny or limit Protected Class Enterprise credit to a contractor where the Protected Class Enterprise joint venture partner is found not to be performing a commercially useful function or not to have duties, responsibilities, management control or risk with respect to the joint venture commensurate with or in proportion to its joint venture ownership.
- b. *Subcontracts.* A contractor may count toward its Protected Class Enterprise goals only expenditures to Protected Class Enterprises that perform a commercially useful function in the performance of a contract for work actually performed or materials supplied by the Protected Class Enterprise. To determine whether a Protected Class Enterprise is performing a commercially useful function, the Contract Compliance Administrator may evaluate the amount of work subcontracted, industry practices, whether the Protected Class Enterprise has the skill and experience to perform the work for which it is being utilized and other relevant factors. Consistent with normal industry practices, a Protected Class Enterprise subcontractor may enter into second tier subcontracts. However, if a Protected Class Enterprise contractor or subcontractor subcontracts a significantly greater portion of the work of the contract than would be expected on the basis of normal industry practices, the Minority Business Enterprise or Women's Business Enterprise shall be presumed not to be performing a commercially useful function.
- c. *Manufacturers and suppliers.* Where a contractor utilizes one or more suppliers to achieve its Protected Class Enterprise goals, such Protected Class Enterprise supplier participation may be 100 percent credited toward goal attainment where the Protected Class Enterprise supplier manufactures the goods supplied or where such Protected Class Enterprise supplier owns or operates a store, warehouse or other establishment (and related distribution equipment) in which it maintains, consistent with industry standards, an inventory of the materials or supplies required for performance of the contract for sale in the normal course of business. The participation of a Protected Class Enterprise supplier who acts as a broker (i.e., who performs no manufacturing or warehousing) shall be credited toward the applicable Protected Class Enterprise goals at a rate equal to ten percent of the payments to such Protected Class Enterprise broker.
- d. *Protected Class Enterprise prime contractors or joint venturers.* A

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Minority Business Enterprise or Women's Business Enterprise contractor may count its own participation toward the achievement of the applicable Minority Business Enterprise or Women's Business Enterprise goal, respectively, but such a contractor will be required to meet all other applicable goals by joint ventures, subcontracting or purchase of materials or services. Where a contractor is a business owned and controlled by minority women ("M/WBE") or where the contractor utilizes a M/WBE in a joint venture, as a subcontractor or a supplier, the contractor may count the M/WBE participation either toward the achievement of its Minority Business Enterprise or Women's Business Enterprise goal but not both.

e. *Mentor/protege agreements.* Where a contractor enters into a written agreement ("mentor/protege" agreement) with a Protected Class Enterprise to improve or develop certain aspects of the business of the Protected Class Enterprise, such an agreement may be evaluated by the Contract Compliance Administrator to assess appropriate credit toward the Protected Class Enterprise goals of the contractor. The contractor and Protected Class Enterprise shall remain separate and independent business entities under the agreement. The mentor/protege agreement may provide for the contractor to assist the Protected Class Enterprise in such areas as technical aspects of its business, improving financial management, or providing on-the-job training. No such credit shall be available unless:

1. The Protected Class Enterprise provides a commercially useful function in the performance of its agreement with the contractor;
2. The agreement is in writing and is submitted to the Contract Compliance Administrator before the award of the contract; and
3. The agreement clearly defines the respective responsibilities of the contractor and the Protected Class Enterprise and includes specific, measurable goals to be attained by both parties through the performance of the agreement. Upon recommendation by the Contract Compliance Administrator, the Contract Compliance Committee shall determine the amount of credit to be counted toward the applicable goals of this division. The Contract Compliance Administrator shall require the contractor to submit periodic reports summarizing the progress of the execution of the mentor/protege agreement, and shall notify both parties of any deficiencies in performance. In order to qualify for credit, the mentor/protege agreement must coincide in duration with, or not be for a shorter length of time than, the contract between the contractor and the County.

(4) Where a contractor seeks relief from all or part of a contract's goals, the contractor shall submit with its bid a proposal or request for a waiver.

(5) A contractor's submission of a utilization plan which commits to a Protected Class Enterprise participation goal equal to or greater than the applicable goals shall not provide a basis for a higher bid, an increase in contract price or later change order.

(c) *Review of bid or offer.*

(1) The Contract Compliance Administrator shall review each bid or offer to

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determine if the contractor has included in its submission a completed and signed utilization plan which meets the Protected Class Enterprise goals for the contract, and approve or reject the plan.

- (2) The Purchasing Agent, at the direction of the Contract Compliance Administrator, shall declare the bid or offer nonresponsive where the Contract Compliance Administrator determines that a contractor:
 - a. Failed to submit with its bid a completed utilization plan;
 - b. Failed to identify in its plan sufficient Minority Business Enterprises and/or Women's Business Enterprises by name, scope of work and dollar value of work to meet the applicable goals for the contract; or
 - c. Failed to submit with its bid a request for a total or partial waiver of the applicable goals.
- (3) Where a partial or total request for waiver of a goal is made, the Contract Compliance Administrator shall determine whether a bidder or offeror has made good faith efforts to meet the applicable Protected Class Enterprise goals and whether a total or partial waiver of a goal should be granted. Good faith efforts, as defined herein, shall include, but are not limited to, the following:
 - a. Attend any prebid conference conducted by the County to acquaint contractors with Protected Class Enterprises available to provide relevant goods and services and to inform Protected Class Enterprise's of subcontract opportunities on the contract;
 - b. Review lists of available Protected Class Enterprises maintained by the County and other State and local governments and agencies prior to the bid opening to identify qualified Protected Class Enterprises for solicitation for bids;
 - c. Advertise, not less than 15 calendar days before the bid opening date, in one or more daily newspapers and/or trade publications, for bids by Protected Class Enterprises for subcontracts or the supply of goods and services on the contract;
 - d. Make timely written solicitations of available Protected Class Enterprises identified on the County's list as providing relevant services for bids for subcontracts or the supply of goods and services; and provide Protected Class Enterprises with a convenient and timely opportunity to review and obtain relevant plans, specifications or terms and conditions of the contract to enable such Protected Class Enterprises to prepare an informed response to a contractor solicitation;
 - e. Divide total contract requirements into small tasks or quantities and adjust performance bond and insurance requirements or otherwise assist Protected Class Enterprises in obtaining the required bonding, insurance or financing, where economically feasible, to encourage participation of Protected Class Enterprises;
 - f. Follow up initial solicitation of Protected Class Enterprises by

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contacting Protected Class Enterprises to determine if the enterprises are interested in making bids;

- g. Negotiate in good faith with Protected Class Enterprises prior to the bid opening and do not reject as unsatisfactory any bids submitted by Protected Class Enterprises without justifiable reason;
- h. Establish delivery schedules, where the requirements of the work permit, which will encourage participation by Protected Class Enterprises;
- i. Establish joint ventures with Protected Class Enterprises;
- j. Use the services and assistance of the Contract Compliance Administrator's staff, the Small Business Administration, the Office of Minority Business Enterprises of the U.S. Department of Commerce and where the contractor seeks a waiver, make timely notice of the need for Protected Class Enterprise subcontractors to an appropriate community and minority and women's business organization identified as an assist agency with respect to this article.

(4) A contractor seeking a total or partial waiver shall, in accordance with guidelines issued by the Contract Compliance Administrator, be required to submit evidence of its good faith efforts to achieve the applicable Protected Class Enterprise goals and in support of its reasons for seeking a waiver. Performance of all the actions set out in Subsection (c)(3) of this section by the contractor shall create a rebuttable assumption that the contractor has made good faith efforts to meet the applicable Protected Class Enterprise goals. The determination of the adequacy of a contractor's good faith efforts will be evaluated on the basis of the contractor's actions as of the date of the bid opening.

(5) The Contract Compliance Administrator may grant the waiver request of a contractor based upon the following criteria:

- a. Sufficient qualified Protected Class Enterprises capable of providing the goods or services required by the contract are unavailable despite the good faith efforts of the contractor;
- b. The specifications of and the reasonable and necessary requirements for performing the contract make it impossible or economically infeasible to divide the contract into sufficiently small tasks or quantities to enable the contractor to utilize Protected Class Enterprises in accordance with the applicable utilization goals;
- c. The price quoted by any potential Protected Class Enterprise source of goods or services is more than ten percent above competitive levels; and
- d. Any other factor determined to be relevant by the Contract Compliance Administrator.

(6) Where a partial waiver is granted, the Contract Compliance Administrator shall specify the amount of the applicable goal.

(7) Where the Contract Compliance Administrator determines that a contractor

has not made a good faith effort to meet the applicable goals and/or comply with the provisions herein, including, but not limited to, failing to timely submit the required letters of intent or other information request and/or has not otherwise met the requirements for a total or partial waiver, the Purchasing Agent may declare the contractor nonresponsive and reject the bid and reject any waiver request which may have been filed.

(8) Where the Contract Compliance Administrator determines that the utilization plan submitted by a contractor is false or fraudulent, the Purchasing Agent shall reject the bid or, if such a determination is made after the bid award, the contract may be forfeited and canceled.

(d) *Subcontract requirements.* Within 30 days after demand, the prime contractor shall furnish fully executed copies of all protected class subagreements and these shall be reviewed by the Contract Compliance Administrator and submitted to the Contract Compliance Committee of the County Board. Subsequently, the prime contractor shall obtain and submit a copy of all Minority Business Enterprise or Women's Business Enterprise related subtier contracts on demand.

(e) *Review of contract performance.*

(1) The Contract Compliance Administrator shall review the contractor's efforts during the performance of the contract to achieve its Protected Class Enterprise commitments as stated in its utilization plan. If the contractor meets or exceeds its stated goals, it shall be presumed to be in compliance. Where the Contract Compliance Administrator finds that the contractor has failed to achieve its stated goals or otherwise has failed to comply with the requirements of the division, including failure to provide any documentation required by the Contract Compliance Administrator, has not satisfactorily demonstrated good faith efforts, and/or has deviated without authorization from the compliance related portions of the contract as originally approved, the Contract Compliance Administrator shall report findings to the Contract Compliance Committee.

(2) The Contract Compliance Administrator may establish such requirements for periodic contractor reporting on the fulfillment of its goals and its utilization of Protected Class Enterprises as the Contract Compliance Administrator determines appropriate and necessary for effective enforcement of this division. A contractor also shall be required to provide the Contract Compliance Administrator any additional requested compliance documentation within 14 days of such request.

(3) If the Contract Compliance Committee determines that the contractor has failed to comply with its contractual commitments or any portion of this division, the Contract Compliance Committee will notify the contractor of such noncompliance and may take any of the following actions:

- a. Instruct the Comptroller to withhold 50 percent of the current progress payment due the prime contractor.
- b. Withhold up to 100 percent of further progress payments until the contractor demonstrates that it is in compliance with the requirements of this division.
- c. Debar the contractor from future bids or offers until the contractor demonstrates that it is in compliance with the requirements of this division.

(f) *Protected Class Enterprise bid and target market programs.* To address more specifically the barriers to Protected Class Enterprise participation as prime contractors in County work, the Contract Compliance Administrator may direct the Purchasing Agent to institute the following special Protected Class Enterprise bidding provisions, following determination of the appropriateness of such provisions.

- (1) In connection with the award of a contract subject to competitive bidding on which a Protected Class Enterprise has bid and where the Protected Class Enterprise meets the following criteria:
 - a. It is bidding on the item in question for the first time; and
 - b. It never has successfully bid on a Cook County purchasing contract, the Contract Compliance Administrator may, at the opening of the bids on the item, compare the Protected Class Enterprise bid with the lowest bid, and, if the Protected Class Enterprise's bid is closely competitive as defined by guidelines to be established by the Contract Compliance Administrator with that of lowest actual bids, direct the Purchasing Agent to declare the Protected Class Enterprise the successful bidder. A Protected Class Enterprise may use this procedure only once to become the successful bidder on any particular item. Thereafter, the Protected Class Enterprise must be totally competitive in terms of price to be the successful bidder.
- (2) The Contract Compliance Administrator shall develop and coordinate a target market program as follows:
 - a. The Contract Compliance Administrator shall review the availability of Protected Class Enterprises providing various goods and services and shall identify for inclusion in a potential program for bidding among Protected Class Enterprise firms certain commodity areas with sufficient Protected Class Enterprise availability to ensure that the County receives a competitive price. The Contract Compliance Administrator shall report his/her findings and recommendations to the Contract Compliance Committee;
 - b. Upon a determination by the Contract Compliance Committee that such a program is advisable for any particular commodity procurement, the Contract Compliance Administrator will institute the following procedures:
 1. The Contract Compliance Administrator will notify the Purchasing Agent of identification of those commodity codes appropriate for a target market program;
 2. To the extent practicable, the Purchasing Agent, with the aid of the Contract Compliance Administrator, shall divide procurement in the designated commodity areas into economically feasible sizes to facilitate bids or offers from Protected Class Enterprises and shall designate contracts to be offered under the target market program;
 3. The Purchasing Agent shall offer Protected Class Enterprises the opportunity to bid on such contracts in a limited competition;
 4. All standard County rules for bidding will then become

effective and, provided that at least three Protected Class Enterprises bid or make an offer on the contract, the lowest responsive and responsible bidder among the Protected Class Enterprise firms will receive the contract;

5. In the event less than three Protected Class Enterprises bid or make an offer on the contract or if there is no responsive bid or offer received from a responsible Protected Class Enterprise, the Purchasing Agent shall rebid the contract not subject to the target market program.

- c. Participation in the target market program shall be limited to Minority Business Enterprises, Women's Business Enterprises and joint ventures consisting exclusively of Minority Business Enterprises, Women's Business Enterprises or both. The Protected Class Enterprise contractor on a target market contract may subcontract up to 50 percent of the dollar value of the target market contract to subcontractors who are not Minority Business Enterprises or Women's Business Enterprises.

(g) *Fifty percent Protected Class Enterprises required for informal bid solicitations.* All buyers shall solicit 50 percent PCEs in their informal bid solicitations for materials under \$10,000.00, which are not bid by formal advertising.

(h) *Buyers to use Protected Class Enterprises in requisitions.* All buyers will make every effort to use *Protected Class Enterprises* whenever possible in their requisitions for materials under \$10,000.00, which are not bid.

(i) *Division of large contracts to facilitate offers from Protected Class Enterprises.* With respect to large contracts for which subcontracting possibilities are impracticable, all buyers will, to the extent practicable, divide such contracts into economically feasible sizes to facilitate bids or offers from *Protected Class Enterprises*.

(j) *Technical assistance.* The contractor is bound by all the requirements, terms, and conditions of this article. Subsequent to the acceptance of an awarded contract, there will be no waiver of the requirements, terms and conditions. The County Board, through its Contract Compliance Committee and the Contract Compliance Administrator, will make technical assistance in meeting the terms and conditions of this article available to all interested bidders.

(k) *Finance; measures for reduction of cash flow problems of protected class contractors.*

- (1) As needed, the Contract Compliance Administrator shall assist *Protected Class Enterprises* with training seminars in the technical aspects of preparing a bid for a County contract.
- (2) All prime contractors shall be urged to follow the County's example by making prompt and timely payments to Protected Class Enterprise subcontractors working on Cook County projects. The timeliness of such payments shall be monitored by the Contract Compliance Administrator on a regular basis, and an investigation shall be made of every complaint or charge of excessive delay in payment. Reports of these investigations shall be made to the Contract Compliance Committee and to the County Comptroller.
- (3) If at any time during the progress of the work, the contractor shall fail or

neglect to pay a Protected Class Enterprise subcontractor for any labor performed, furnished, or tools, machinery, appliances, fuels, provisions or supplies of any sort or kind used or consumed upon, in or on account of the work for ten days after payment for same shall become due, then the County shall have the power and authority to pay such indebtedness, and the amount so paid shall be retained out of the money due or to become due the contractor. The County Comptroller may refuse to make the payment hereinafter specified to the extent of such indebtedness, until satisfactory evidence in writing has been furnished that the indebtedness has been discharged. In any such case, the Purchasing Agent is hereby authorized and empowered by the contractor to ascertain the amount due or owing from the contractor to any laborer or laborers, or to any person or persons, or corporation, for labor, equipment, material, tools, machinery, appliances, provisions, fuels, or supplies of any sort or kind consumed upon, in or on account of the work covered by this contract in such manner and upon such proofs as may be deemed sufficient.

- (4) The County Board shall encourage major prime contractors to make available to Protected Class Enterprise subcontractors working on their projects their sources of financial assistance.

(l) *Contract award considerations.* Where the lowest responsive contractor submits a bid/offer which exceeds by ten percent or more the bid/offer of the lowest PCE nonresponsive contractor ["PCE nonresponsive" for purposes of this subsection means nonresponsive pursuant to Subsection (c)(2) of this section, but otherwise responsive to the contract specifications], the County shall have the right to reject all bids/offers and rebid or request further offers.

Sec. 34-28278. Professionals and consulting services and sole source agreements.

All Department heads who may employ the professional services of accountants, attorneys, physicians, dentists, statisticians, data analysts, engineers, and other such personnel or who require goods or services procured through sole source agreements shall implement this article and compliance programs in a "best effort" manner. In lieu of the requirements set forth in Section ~~34-28177(b)~~, all providers of such professional services or goods or services are to be notified that:

- (1) In the case of term contracts (annually or for more than six months), they are to maximize the use of Protected Class Enterprises or individuals as subconsultants or subcontractors.
- (2) In the case of contracts instituted on an as-needed basis or lasting less than six months, they are to submit to the County affirmative action plans and goals and maximize the number of women and minority professionals in their firm who participate in various County projects.
- (3) In both of the above cases the internal affirmative action plans and goals of the providers shall be submitted to the Contract Compliance Administrator and shall be reviewed against the provider's actual affirmative action achievements and shall become a part of the provider's protected class compliance review; this twice yearly review by the Contract Compliance Administrator shall become a factor in the County's continued use of the services of providers.
- (4) The County sets a "best efforts" goal of 35 percent Protected Class Enterprise participation for the total professional services and consulting services utilized by the County. The County must be able to call upon those professionals whose particular

training and experience most closely fit our needs. The County shall endeavor to increase utilization of protected class firms. Because use of such services is not programmed or predictable, a "best effort" standard shall be used for attainment of the goal amounts.

Sec. 34-28379. Other Federal and State regulations.

Nothing in this division shall be interpreted to diminish or supplant equal employment opportunity requirements contained in Federal or State grant funded contracts.

Sec. 34-2840. Preference to residents of County.

In addition to the goals established pursuant to Section 34-28076, there is established as a goal that on any contract approved by the County Board there will be utilization of at least 50 percent bona fide County residents and 30 percent minorities in each trade for each project awarded by the County and in the aggregated workforce in each project five percent will be females.

Sec. 34-2851. Reporting and review Preference to Service-Disabled Veteran Businesses.

~~The County Board directs the Contract Compliance Administrator to report to the County Board on an annual basis with respect to the following:~~

- (1) ~~The level of Protected Class Enterprise participation achieved in each year in County contracts subject to this division;~~
- (2) ~~The then current estimated availability of Protected Class Enterprises to perform County contracts;~~
- (3) ~~An evaluation of the effectiveness of the article in ensuring full and equitable participation by Protected Class Enterprises in County contracts and in mitigating the competitive disadvantage suffered by Minority Business Enterprises and Women's Business Enterprises due to the present effects of discrimination in the local economy and award public contracts;~~
- (4) ~~An assessment of the continuing need for utilization goals for specific types of goods and services used in County contracts;~~
- (5) ~~Identification of any enforcement problems; and~~
- (6) ~~Any recommendations with respect to improving the County's effectiveness in remedying the effects of discrimination against Minority Business Enterprises and Women's Business Enterprises and/or discontinuing or modifying any affirmative action requirements in those cases where Minority Business Enterprises and Women's Business Enterprises no longer are disadvantaged by the effects of discrimination in their participation in County contracts.~~

- (a) Definitions. For the purposes of this section:

The term *service-disabled* means, with respect to disability, that the disability was incurred or aggravated in the line of duty in the active service in the United States Armed Forces;

The term *service-disabled veteran* means a veteran who served in the active military, naval, or air service, and who was discharged or released there from under conditions other than dishonorable, with a disability that is service-connected, such that the disability was incurred or aggravated in the line of duty in the active military, naval, or air service;

The term *service-disabled veteran business* means a small business concern owned and controlled by service-disabled veterans such that:

- (1) not less than 51 percent of which is owned by one or more service-disabled veterans; and
- (2) the management and daily business operations of which are controlled by one or more service-disabled veterans or, in the case of a veteran with permanent and severe disability, the spouse or permanent caregiver of such veteran.

The term *small business concern* shall be deemed to be one which is independently owned and operated and which is not dominant in its field of operation.

(b) The goals in this section shall be identical to the goals in Section 34-280 of this Code. In addition to the goals established pursuant to Section 34-28076, there is established as a goal that on any contract approved by the County Board there will be utilization of at least 3 percent service-disabled veteran businesses of the annual aggregate value of all contracts awarded by the County.

(c) County procurement personnel will make their best efforts to recruit and solicit bids and make purchases from qualified service-disabled veteran businesses.

(d) The above stated percentage relates to the total dollar amount of County contracts during each fiscal year calculated by examining independently each type of contract.

(e) The above stated goal shall not be treated as a quota nor shall it be used to discriminate against any person or business enterprise on the basis of race, color, national origin, religion or sex.

(f) The Contract Compliance Administrator shall have the responsibility to implement and enforce said goal in the same manner in which the office enforces the MBE and WBE programs under Section 34-274 through Section 34-277 of this division.

(g) The President of the Cook County Board of Commissioners shall establish by executive order a task force, which shall work in conjunction with the Office of the Purchasing Agent and the Office of Contract Compliance and be comprised of representatives from the Cook County Veterans Assistance Commission, Illinois Department of Veterans' Affairs and the Cook County Board, in order to consult with veterans' service organizations and the business community, including qualified disabled veterans' businesses to ensure participation in the County procurement process and that the above stated goal is met.

Sec. 34-282. Reporting and review.

The County Board directs the Contract Compliance Administrator to report to the County Board on an annual basis with respect to the following:

- (1) The level of Protected Class Enterprise participation achieved in each year in County contracts subject to this division;

- (2) The then current estimated availability of *Protected Class Enterprises* to perform County contracts;
- (3) An evaluation of the effectiveness of the article in ensuring full and equitable participation by *Protected Class Enterprises* in County contracts and in mitigating the competitive disadvantage suffered by Minority Business Enterprises and Women's Business Enterprises due to the present effects of discrimination in the local economy and award public contracts;
- (4) An assessment of the continuing need for utilization goals for specific types of goods and services used in County contracts;
- (5) Identification of any enforcement problems; and
- (6) Any recommendations with respect to improving the County's effectiveness in remedying the effects of discrimination against Minority Business Enterprises and Women's Business Enterprises and/or discontinuing or modifying any affirmative action requirements in those cases where Minority Business Enterprises and Women's Business Enterprises no longer are disadvantaged by the effects of discrimination in their participation in County contracts.

Secs. 34-283—34-285. Reserved.

Effective date: This amended ordinance shall be in effect immediately upon adoption.

308452 ESTABLISHING AN INTERGOVERNMENTAL TASK FORCE (PROPOSED RESOLUTION). Submitting a Proposed Resolution sponsored by Earlean Collins, County Commissioner. Co-sponsored by William M. Beavers, Jerry Butler, Forrest Claypool, John P. Daley, Bridget Gainer, Elizabeth "Liz" Doody Gorman, Gregg Goslin, Joseph Mario Moreno, Joan Patricia Murphy, Edwin Reyes, Timothy Schneider, Peter N. Silvestri, Deborah Sims, Robert B. Steele and Larry Suffredin, County Commissioners.

PROPOSED RESOLUTION

WHEREAS, Cook County is a home rule unit of local government pursuant to Article VII Section 6(a) of the 1970 Illinois Constitution, and as such may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, our existing Emergency Management office has been doing a superb job in assisting the 2008 and 2010 flood victims with the limited resources that they have to work with. It is paramount that Cook County establish a collaborative funding source to minimize the impact of future flooding; and

WHEREAS, it is evident that the antiquated infrastructure system in most of suburban Cook County lacks the capacity to deal with water flow when there is heavy rain fall in a short period of time as was the case in the 2008 and 2010 flood; and

WHEREAS, the Federal government, the State, the County and local municipalities have separate roles in assisting with emergency management and each of these entities have a specific role and monies to address certain emergencies. A collaborative effort among

these agencies will allow Cook County to better assist suburban municipalities in water drainage management.

NOW, THEREFORE, BE IT RESOLVED, that the President and the Cook County Board of Commissioners establish an Intergovernmental Task Force consisting of department heads from the following agencies; Metropolitan Water Reclamation District, Cook County Department of Highways, Bureau of Capital, Planning and Facilities Management, Homeland Security & Emergency Management, the Cook County Bureau of Finance, and the Cook County Bureau of Community Development, to review our existing emergency management systems to seek ways to improve emergency assistance and minimize the impact of flooding in suburban Cook County.

***Referred to the Legislation, Intergovernmental & Veterans Relations Committee on 09-01-10.**

Commissioner Collins, seconded by Vice Chairman Silvestri, moved the approval of Communication No. 308452. The motion carried.

308453 IN SUPPORT OF ADDITIONAL FEDERAL FUNDING FOR METROPOLITAN WATER RECLAMATION DISTRICT RESERVOIR PROJECTS (PROPOSED RESOLUTION). Submitting a Proposed Resolution sponsored by Peter N. Silvestri, John P. Daley, Larry Suffredin, Earlean Collins and Elizabeth "Liz" Doody Gorman, County Commissioners.

PROPOSED RESOLUTION

IN SUPPORT OF ADDITIONAL FEDERAL FUNDING FOR METROPOLITAN WATER RECLAMATION DISTRICT RESERVOIR PROJECTS

WHEREAS, Cook County has increasingly experienced flooding issues due to development and inadequate flood retention areas; and

WHEREAS, these increasing flooding issues have caused tremendous damage to property and person; and

WHEREAS, response and reaction to the flooding has been admirable from all levels of government; and

WHEREAS, all governments, working together, must take even greater measures to prevent such frequent flooding with the assistance of federal and state funding.

NOW, THEREFORE, BE IT RESOLVED, that the federal government must provide additional and greater funding to complete water reservoir retention projects, through the Metropolitan Water Reclamation District; and

BE IT FURTHER RESOLVED, that the Governor and state legislature petition and request the federal government to transfer remaining 2008 FEMA funds for 2010 program distribution; and

BE IT FURTHER RESOLVED, that the state government also assist in any funding to complete these necessary reservoir projects and any other Metropolitan Water Reclamation

District flood relief projects.

***Referred to the Legislation, Intergovernmental & Veterans Relations Committee on 09-01-10.**

Vice Chairman Silvestri, seconded by Commissioner Daley, moved to approve Communication No. 308453.

Vice Chairman Silvestri, seconded by Commissioner Daley, moved to accept the Substitute Resolution for Communication No. 308453. The motion carried.

Vice Chairman Silvestri, seconded by Commissioner Daley, moved to approve the Substitute Resolution. The motion carried.

SUBSTITUTE RESOLUTION FOR COMMUNICATION NUMBER 308453

Sponsored by:

**THE HONORABLE PETER N. SILVESTRI AND LARRY SUFFREDIN,
COOK COUNTY COMMISSIONERS**

**IN SUPPORT OF THE METROPOLITAN WATER RECLAMATION DISTRICT
OF GREATER CHICAGO'S McCOOK AND THORNTON RESERVOIR PROJECT**

WHEREAS, the McCook and Thornton Reservoir projects are a key component of the Army Corps of Engineers' Chicago Underflow Plan (CUP), the flood control element of the Metropolitan Water Reclamation District of Greater Chicago's Tunnel and Reservoir Plan (TARP); and

WHEREAS, TARP is the long-term comprehensive flood pollution control solution for Cook County and the surrounding communities, and includes a series of underground tunnels and storage reservoirs designed to address combined sewer overflow discharges; and

WHEREAS, TARP already has provided dramatic water quality improvements including the protection of Lake Michigan, the source of our drinking water and vital pollution control to over 3.5 million Illinois residents; and

WHEREAS, TARP has been enormously effective in achieving its goal as evidenced by the elimination of 85% of the combined sewage pollution in the 325 square mile area and providing over \$469 million in flood damage prevention to date; and

WHEREAS, the McCook Reservoir is currently under construction by the U.S. Army Corps of Engineers and upon completion will have a total capacity of 10 billion gallons of flood water/combined sewer overflow storage and will provide more than \$90 million per year in benefits to 37 communities including the protection of over 1,240,000 structures; and

WHEREAS, the Thornton Reservoir is currently under advanced construction by the Metropolitan Water Reclamation District of Greater Chicago for the U.S. Army Corps of Engineers and upon completion will have a total capacity of 7.9 billion gallons of flood water/combined sewer overflow storage and will provide more than \$40 million per year in benefits to 15 communities including the protection of over 182,000 structures;

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NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Cook County urges the Congress and the U.S. Army Corps of Engineers to provide the necessary funding, \$40 million in fiscal year 2011, to complete the McCook and Thornton Reservoir project as well as continuing construction and reimbursement to the District to complete the Project on schedule; and

BE IT FURTHER RESOLVED, that a suitable copy of this Resolution be tendered to the Assistant Secretary of the Army Jo Ellen Darcy, members of the Illinois Congressional delegation, and may it also be spread upon the official proceedings of this Honorable Body.

Chairman Suffredin asked the Secretary to the Board to call upon the registered public speaker, in accordance with Cook County Code, Sec. 2-108(dd):

- a. Jerry Elsner – Executive Director, Illinois State Crime Commissioner

Commissioner Schneider moved to adjourn the meeting, seconded by Commissioner Goslin. The motion carried and the meeting was adjourned.

**YOUR COMMITTEE RECOMMENDS THE FOLLOWING ACTIONS
WITH REGARD TO THE MATTER NAMED HEREIN:**

| | |
|-----------------------------|--------------------------------|
| Communication Number 308428 | Approve |
| Communication Number 308429 | Substitute Approved as Amended |
| Communication Number 308452 | Approve |
| Communication Number 308453 | Substitute Approved |

Commissioner Suffredin, seconded by Commissioner Murphy, moved that the Report of the Legislation, Intergovernmental & Veterans Relations be approved and adopted. **The motion carried unanimously.**

REPORT OF THE COMMITTEE ON LAW ENFORCEMENT

September 15, 2010

The Honorable,
The Board of Commissioners of Cook County

ATTENDANCE

Present: Chairman Gainer, Vice Chairman Silvestri, Commissioners Beavers, Butler, Gorman, Goslin, Moreno, Peraica and Reyes (9)

Absent: None (0)

Also
Present: Commissioners Collins, Daley, Murphy, Schneider, Sims and Suffredin; Kevin G. Connelly, 1st Assistant Chief Deputy Sheriff, Court Services Department, Office of the Cook County Sheriff; The Honorable Dorothy Kirie Kinnaird, Presiding Judge, Chancery Division, Circuit Court of Cook County, State of Illinois; Carina Segalini, Mortgage Foreclosure Case Management Coordinator, Circuit Court of Cook County, State of Illinois

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Ladies and Gentlemen:

Your Committee on Law Enforcement of the Board of Commissioners of Cook County met pursuant to notice on Wednesday, September 15, 2010 at the hour of 9:30 A.M. in the Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois.

Your Committee has considered the following items and upon adoption of this report, the recommendations are as follows:

306183 PROHIBITION OF PLASTIC OR UNDETECTABLE KNIVES ORDINANCE (PROPOSED ORDINANCE). Submitting a Proposed Ordinance sponsored by Edwin Reyes, Bridget Gainer and Gregg Goslin, County Commissioners.

PROPOSED ORDINANCE

PROHIBITION OF PLASTIC OR UNDETECTABLE KNIVES

WHEREAS, the Cook County Board pursuant to Section 6 of Article VII of the Constitution of the State of Illinois and has the authority to exercise any power and perform any function pertaining to its government and affairs including, but not limited to, the power to regulate for the protection of the public health, safety, morals and welfare; and

WHEREAS, the corporate authorities of the Cook County Board recognize the importance of protecting its residents from the dangers associated with dangerous weapons; and

WHEREAS, technological advancements have led to the manufacture of non-metallic knives that have the capability of evading metal detectors; and

WHEREAS, some non-metallic knives are blatantly marketed as being "completely undetectable"; and

WHEREAS, undetectable knives pose the risk of individuals evading metal detectors in order to carry dangerous weapons into government buildings such as courthouses, thereby threatening the safety of the judiciary and others; and

WHEREAS, there is no legitimate purpose for an individual to possess an undetectable knife that is manufactured for the express purpose of being able to evade metal detectors.

NOW, THEREFORE, BE IT ORDAINED, by the Cook County Board of Commissioners, that Chapter 58 Offenses and Miscellaneous Provisions, Sections 58-176 through 58-177 of the Cook County Code are hereby enacted as follows:

Sec. 58-176. Plastic or undetectable knives.

(a) As used in this section, *undetectable knife* means any knife or other instrument constructed of materials including but not limited to: hardened plastic, polymer resin, or graphite with or without a handguard that is capable of ready use as a stabbing weapon that may inflict great bodily injury or death that is commercially manufactured to be used as a weapon and is not detectable by a metal detector or magnetometer, either handheld or otherwise, that is set at standard calibration.

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(b) It shall be unlawful for any person in Cook County to commercially manufacture or cause to be commercially manufactured, or who knowingly imports into the County for commercial sale, keep for commercial sale, or offer or expose for commercial sale, any undetectable knife.

(c) It shall be unlawful for any person in Cook County to keep, carry, possess, loan or give to any person any undetectable knife.

(d) This subsection shall not apply to the carrying or possession of undetectable knives by peace officers, wardens, superintendents and keepers of prisons, penitentiaries, jails, and other institutions for the detention of persons accused or convicted of an offense, members of the Armed Services or Reserve Forces of the United States or the Illinois National Guard or the Reserve Officers Training Corps.

(e) It shall be unlawful for any person to bring or attempt to bring an undetectable knife as described in Section 58-176 into a court facility or on to county property.

(f) This section shall not apply to the sale of undetectable knives to a federal, state or local law enforcement or military entity with a valid agency, department, or unit purchase order.

(g) This section shall not apply to the manufacture or importation of undetectable knives for sale to federal, state, and local historical societies, museums, and institutional collections, which are open to the public, provided that the undetectable knives are properly housed and secured from unauthorized handling, nor shall this section apply to the subsequent sale of the knives to these societies, museums, and collections.

(h) This section will not apply to plastic knives whose intent is to aid in the consumption of food.

(i) Any person found in violation of subsection (a) or (b) should be subject to a fine of at least \$500.00 and not more than \$1000.00.

(j) In addition to all other penalties, knives used in violation of this section shall be forfeited to, and confiscated by the Sheriff.

Sec. 58-177. Administrative adjudication.

Any person issued a notice of violation for violation of Section 58-176 of this Article may request an administrative hearing in accordance with Chapter 2 Administration, Article IX, Administrative Hearings of this Code.

Effective date: This Ordinance shall be in effect immediately upon adoption.

Commissioner Reyes, seconded by Commissioner Goslin, moved the approval of Communication No. 306183. The motion carried.

307924 COOK COUNTY MORTGAGE FORECLOSURE MEDIATION PROGRAM UPDATE. Transmitting a Communication, dated July 22, 2010 from Bridget Gainer, County Commissioner:

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requesting an update on the Cook County Mortgage Foreclosure Mediation Program from the Honorable Timothy C. Evans, Chief Judge, Circuit Court of Cook County. The grant activity report was requested by letter on July 21, 2010.

The Honorable Dorothy Kinnaird, Presiding Judge, Chancery Division, Circuit Court of Cook County, State of Illinois, delivered an update on the Cook County Mortgage Foreclosure Mediation Program.

Judge Kinnaird stated the following: Default foreclosure calls have been established. A home is not taken away from its owner until it is clear that a bank owns the note. The PIN numbers and addresses are scrutinized, and it is determined whether the affidavits and attorneys' fees are appropriate. This is done in all cases regardless of whether a borrower shows up. All of this has been done consistently since 2002. A comprehensive support system was put into place in 2003 for foreclosures. In 2003 a Chancery Division Advice Desk was created, which is staffed by attorneys from the Chicago Legal Clinic. We put together the first Access to Justice Program in the Circuit Court of Cook County, whereby attorneys are appointed in civil cases to represent anyone who cannot afford an attorney. In 2008 she put together a comprehensive advisory group to help put together the Mediation Program, which is now fully up and running. So far there have been 12,000 calls to the Illinois Housing Development Hotline. 3000 people have had the opportunity to meet for an hour with a HUD-certified housing counselor, 88% of those people have had off-site, follow-up, housing counseling appointments in their neighborhoods. 112 individuals have received free legal representation. Our judges have sent 412 cases into mediation with attorney support.

With respect to Communication No. 307924, no action was taken by the Committee.

Vice Chairman Silvestri moved to adjourn the meeting, seconded by Commissioner Butler. The motion carried and the meeting was adjourned.

**YOUR COMMITTEE RECOMMENDS THE FOLLOWING ACTIONS
WITH REGARD TO THE MATTER NAMED HEREIN:**

| | |
|-----------------------------|-----------------|
| Communication Number 306183 | Approve |
| Communication Number 307924 | No Action Taken |

Commissioner Gainer, seconded by Commissioner Silvestri, moved that the Report of the Law Enforcement be approved and adopted. **The motion carried unanimously.**

* * * * *

REPORT OF THE COMMITTEE ON FINANCE

SEPTEMBER 15, 2010

The Honorable,
The Board of Commissioners of Cook County

ATTENDANCE

Present: President Stroger and Chairman Daley, Vice Chairman Sims, Commissioners Beavers,

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Butler, Claypool, Collins, Gainer, Gorman, Goslin, Moreno, Murphy, Peraica, Reyes, Schneider, Silvestri, Steele and Suffredin (17)

Absent: None (0)

Ladies and Gentlemen:

SECTION 1

Your Committee has considered the following court orders submitted by attorneys for payment of fees earned by said attorneys for defending indigent defendants.

Your Committee, therefore, recommends that the County Comptroller and County Treasurer be, and by the adoption of this report, authorized and directed to issue checks to said attorneys in the amounts recommended.

NON-CAPITAL CASES

| | |
|--------|---|
| 308523 | MICHAEL M. GOGGIN, Attorney, submitting an Order of Court for payment of \$3,000.00 attorney fees for the defense of an indigent defendant, Shannon Prewitt. Indictment No. 09-CR-17262 (Non-Capital Case). |
| 308544 | ROBERT A. LOEB, Attorney, submitting an Order of Court for payment of \$27,162.15 attorney fees for the defense of an indigent defendant, Raymond Lee. Indictment No. 00-CR-3709 (Non-Capital Case). |
| 308545 | BARRY A. SPECTOR, Attorney, submitting an Order of Court for payment of \$35,783.06 attorney fees for the defense of an indigent defendant, Raymond Lee. Indictment No. 00-CR-3709 (Non-Capital Case). |

NON-CAPITAL CASES APPROVED FISCAL YEAR 2010 TO PRESENT: **\$1,077,383.15**

NON-CAPITAL CASES TO BE APPROVED: **\$65,945.21**

DOMESTIC RELATIONS CIVIL CONTEMPT CASE

| | |
|--------|---|
| 308516 | MATTHEW A. INGRAM, Attorney, submitting an Order of Court for payment of attorney fees totaling \$1,271.50 for the defense of an indigent defendant, Jose Avina. Domestic Relations Civil Contempt Case No. 98-D-934. |
|--------|---|

DOMESTIC RELATIONS CIVIL CONTEMPT CASES APPROVED FISCAL YEAR 2010 TO PRESENT: **\$33,100.89**

DOMESTIC RELATIONS CIVIL CONTEMPT CASE TO BE APPROVED: **\$1,271.50**

JUVENILE CASES

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308461 LAW OFFICE OF KENT DEAN, LTD., presented by Kent Dean, Attorney, submitting an Order of Court for payment of \$2,206.25 attorney fees for the defense of an indigent defendant, Sylvia Recendiz, Mother, re: the Recendiz children, minors. Indictment Nos. 10-JA-150, 10-JA-151 and 10-JA-152 (Juvenile Cases).

308462 LAW OFFICE OF KENT DEAN, LTD., presented by Kent Dean, Attorney, submitting an Order of Court for payment of \$437.50 attorney fees for the defense of an indigent defendant, Robert DeLucca, Father, re: V. Luciw, a minor. Indictment No. 09-JA-730 (Juvenile Case).

308463 LAW OFFICE OF KENT DEAN, LTD., presented by Kent Dean, Attorney, submitting an Order of Court for payment of \$512.50 attorney fees for the defense of an indigent defendant, Timothy Anderson, Father, re: the Bailey children, minors. Indictment Nos. 07-JA-853 and 07-JA-855 (Juvenile Cases).

308464 AUDREY COSGROVE, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$593.00 attorney fees for the defense of an indigent defendant, N. Levy, a minor. Indictment No. 09-JA-626 (Juvenile Case).

308465 AUDREY COSGROVE, Attorney, submitting an Order of Court for payment of \$537.50 attorney fees for the defense of an indigent defendant, Sherah Davis, Mother, re: C. Davis, a minor. Indictment No. 08-JA-802 (Juvenile Case).

308466 STEVEN SILETS, Attorney, submitting an Order of Court for payment of \$793.75 attorney fees for the defense of an indigent defendant, Bianca Pearson, Mother, re: A. Scott, a minor. Indictment No. 06-JA-570 (Juvenile Case).

308467 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$531.25 attorney fees for the defense of an indigent defendant, Benjamin Vazquez, Father, re: B. Vazquez, a minor. Indictment No. 09-JA-00344 (Juvenile Case).

308468 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$275.00 attorney fees for the defense of an indigent defendant, Sheal McGee, Mother, re: D. Patrick, a minor. Indictment No. 95-JA-001785 (Juvenile Case).

308469 THOMAS M. O'CONNELL, Attorney, submitting an Order of Court for payment of \$468.75 attorney fees for the defense of an indigent defendant, Lucinda Cassell, Mother, re: R. Cassell, a minor. Indictment No. 07-JA-423 (Juvenile Case).

308470 MICHAEL J. VITALE, Attorney, submitting an Order of Court for payment of \$337.50 attorney fees for the defense of an indigent defendant, LaShawana Maxwell, Guardian, re: D. Maxwell, a minor. Indictment No. 93-JA-4322 (Juvenile Case).

308471 STEPHEN JAFFE, Attorney, submitting an Order of Court for payment of \$775.00 attorney fees for the defense of an indigent defendant, Johnny Andrews, Sr., Father, re: J. Andrews, a minor. Indictment No. 95-JA-1886 (Juvenile Case).

308472 STEPHEN JAFFE, Attorney, submitting an Order of Court for payment of \$156.25 attorney fees for the defense of an indigent defendant, Donetta Jefferson, Mother, re: R. Mosley, a minor. Indictment No. 07-JA-624 (Juvenile Case).

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308473 STEPHEN JAFFE, Attorney, submitting an Order of Court for payment of \$1,006.25 attorney fees for the defense of an indigent defendant, Russell Spencer, Father, re: B. Collins, a minor. Indictment No. 07-JA-184 (Juvenile Case).

308474 MARV RAIDBARD, Attorney, submitting an Order of Court for payment of \$500.00 attorney fees for the defense of an indigent defendant, Modeo Manning, Father, re: D. Knox, a minor. Indictment No. 09-JA-492 (Juvenile Case).

308475 MARV RAIDBARD, Attorney, submitting an Order of Court for payment of \$550.00 attorney fees for the defense of an indigent defendant, Christopher Hall, Father, re: C. Hall, a minor. Indictment No. 09-JA-624 (Juvenile Case).

308476 MARV RAIDBARD, Attorney, submitting an Order of Court for payment of \$450.00 attorney fees for the defense of indigent defendants, Terrill Kelly and Shaundel Taylor, Fathers, re: the Wynn children, minors. Indictment Nos. 08-JA-624, 08-JA-625 and 08-JA-626 (Juvenile Cases).

308477 MARV RAIDBARD, Attorney, submitting an Order of Court for payment of \$762.50 attorney fees for the defense of an indigent defendant, Ebony Parker, Mother, re: D. Johnson, a minor. Indictment No. 07-JA-1086 (Juvenile Case).

308478 MELANIE M. PETTWAY, Attorney, submitting an Order of Court for payment of \$775.00 attorney fees for the defense of an indigent defendant, Enanie Lloyd, Sr., Father, re: E. Lloyd, a minor. Indictment No. 08-JA-244 (Juvenile Case).

308486 SHERRI WILLIAMS, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$612.50 attorney fees for the defense of indigent defendants, the Carey children, minors. Indictment Nos. 08-JA-00898, 08-JA-00899 and 08-JA-00900 (Juvenile Cases).

308487 SHERRI WILLIAMS, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$1,925.00 attorney fees for the defense of an indigent defendant, T. Harris, a minor. Indictment No. 10-JA-00262 (Juvenile Case).

308488 SHERRI WILLIAMS, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$687.50 attorney fees for the defense of an indigent defendant, J. Taylor, a minor. Indictment No. 10-JA-00603 (Juvenile Case).

308489 SHERRI WILLIAMS, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$375.00 attorney fees for the defense of an indigent defendant, K. Wright, a minor. Indictment No. 10-JA-00596 (Juvenile Case).

308490 SHERRI WILLIAMS, Attorney, submitting an Order of Court for payment of \$350.00 attorney fees for the defense of an indigent defendant, Francisco Colon, Father, re: G. Herrera, a minor. Indictment No. 10-JA-00333 (Juvenile Case).

308491 SHERRI WILLIAMS, Attorney, submitting an Order of Court for payment of \$575.00 attorney fees for the defense of an indigent defendant, Erick Martin, Father, re: M. Martin, a minor. Indictment No. 10-JA-00385 (Juvenile Case).

308492 SHERRI WILLIAMS, Attorney, submitting an Order of Court for payment of \$450.00

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attorney fees for the defense of an indigent defendant, Tajuana Harris, Mother, re: R. Kizart, a minor. Indictment No. 10-JA-00261 (Juvenile Case).

308493 MARILYN L. BURNS, Attorney, submitting an Order of Court for payment of \$850.00 attorney fees for the defense of an indigent defendant, Leonel Chavez, Father, re: A. Chavez, a minor. Indictment No. 06-JA-00267 (Juvenile Case).

308494 MARILYN L. BURNS, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$500.00 attorney fees for the defense of indigent defendants, D. Leverson and J. Lipscomb, minors. Indictment Nos. 01-JA-548 and 01-JA-550 (Juvenile Cases).

308495 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$906.00 attorney fees for the defense of an indigent defendant, Efrem Chillis, Father, re: the Chillis children, minors. Indictment Nos. 10-JA-00301 and 10-JA-00303 (Juvenile Cases).

308496 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$1,219.38 attorney fees for the defense of an indigent defendant, Donnie Keaton, Father, re: E. Mooney, a minor. Indictment No. 09-JA-00915 (Juvenile Case).

308497 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$627.85 attorney fees for the defense of an indigent defendant, Gwendolyn Luthrell, Guardian, re: K. Craig, a minor. Indictment No. 09-JA-00949 (Juvenile Case).

308498 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$612.50 attorney fees for the defense of an indigent defendant, Kamalie Gonzales, Mother, re: the Torres children, minors. Indictment Nos. 09-JA-00892 and 09-JA-00893 (Juvenile Cases).

308499 ERIC J. BELL, Attorney, submitting an Order of Court for payment of \$1,718.75 attorney fees for the defense of an indigent defendant, D. Burns, a minor. Indictment No. 10-JD-780 (Juvenile Case).

308503 RAYMOND A. MORRISSEY, Attorney, submitting an Order of Court for payment of \$550.00 attorney fees for the defense of an indigent defendant, William Tedford, Father, re: V. Johnson, a minor. Indictment No. 03-JA-951 (Juvenile Case).

308504 LAW OFFICE OF KENT DEAN, LTD., presented by Kent Dean, Attorney, submitting an Order of Court for payment of \$412.50 attorney fees for the defense of an indigent defendant, Sylvester Mitchell, Father, re: T. Mitchell, a minor. Indictment No. 06-JA-388 (Juvenile Case).

308505 RAYMOND A. MORRISSEY, Attorney, submitting an Order of Court for payment of \$625.00 attorney fees for the defense of an indigent defendant, Sally Bell, Guardian, re: the Williams children, minors. Indictment Nos. 00-JA-793 and 00-JA-794 (Juvenile Cases).

308506 PATRICK K. SCHLEE, Attorney, submitting an Order of Court for payment of \$600.00 attorney fees for the defense of an indigent defendant, Larry Wilson, Father, re: L. Wilson, a minor. Indictment No. 09-JA-791 (Juvenile Case).

308507 RAYMOND A. MORRISSEY, Attorney, submitting an Order of Court for payment of \$875.00 attorney fees for the defense of an indigent defendant, J. Akons, a minor.

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Indictment No. 10-JD-1249 (Juvenile Case).

308508 RAYMOND A. MORRISSEY, Attorney, submitting an Order of Court for payment of \$725.00 attorney fees for the defense of an indigent defendant, Ricky McGee, Father, re: M. McGee, a minor. Indictment No. 08-JA-670 (Juvenile Case).

308509 STUART JOSHUA HOLT, Attorney, submitting an Order of Court for payment of \$575.00 attorney fees for the defense of an indigent defendant, Tahira Muhammad, Mother, re: A. Muhammad, a minor. Indictment No. 96-JA-02355 (Juvenile Case).

308510 STEVEN O. ROSS, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$1,012.50 attorney fees for the defense of indigent defendants, the Beathea children, minors. Indictment Nos. 07-JA-506 and 08-JA-538 (Juvenile Cases).

308511 TERENCE R. WHITNEY, Attorney, submitting an Order of Court for payment of \$381.25 attorney fees for the defense of an indigent defendant, Crystal Johnson, Mother, re: G. Ellison and I. Johnson, minors. Indictment Nos. 02-JA-0152 and 04-JA-01189 (Juvenile Cases).

308512 TERENCE R. WHITNEY, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$318.75 attorney fees for the defense of an indigent defendant, R. Harris, a minor. Indictment No. 09-JA-0074 (Juvenile Case).

308513 TERENCE R. WHITNEY, Attorney, submitting an Order of Court for payment of \$206.25 attorney fees for the defense of an indigent defendant, Yvonne Weathers, Mother, re: L. Weathers, a minor. Indictment No. 09-JA-0076 (Juvenile Case).

308514 TERENCE R. WHITNEY, Attorney, submitting an Order of Court for payment of \$1,337.50 attorney fees for the defense of an indigent defendant, Kathiana Jules, Mother, re: the Jules children, minors. Indictment Nos. 09-JA-00486 and 09-JA-00487 (Juvenile Cases).

308515 TERENCE R. WHITNEY, Attorney, submitting an Order of Court for payment of \$468.75 attorney fees for the defense of an indigent defendant, Cornell Smith, Father, re: J. Carter, a minor. Indictment No. 07-JA-907 (Juvenile Case).

308517 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$965.44 attorney fees for the defense of an indigent defendant, Princess Yarbrough, Mother, re: M. Yarbrough, a minor. Indictment No. 09-JA-00775 (Juvenile Case).

308518 MATTHEW A. INGRAM, Attorney, submitting an Order of Court for payment of \$600.00 attorney fees for the defense of an indigent defendant, S. Montes, a minor. Indictment Nos. 08-JD-61130 and 10-JD-60112 (Juvenile Cases).

308519 ROBERT L. FRIEDMAN, Attorney, submitting an Order of Court for payment of \$2,437.98 attorney fees for the defense of an indigent defendant, Frank Ortiz, Father, re: M. Price, a minor. Indictment No. 05-JA-00428 (Juvenile Case).

308520 ROBERT L. FRIEDMAN, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$1,118.75 attorney fees for the defense of an indigent defendant, L. Jackson, a minor. Indictment No. 06-JA-0177 (Juvenile Case).

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308521 PAUL S. KAYMAN, Attorney, submitting an Order of Court for payment of \$1,225.00 attorney fees for the defense of an indigent defendant, E. Delgado, a minor. Indictment No. 09-JD-04133 (Juvenile Case).

308526 DONNA L. RYDER, Attorney, submitting an Order of Court for payment of \$412.50 attorney fees for the defense of an indigent defendant, Llewain Hardin, Father, re: T. Hardin, a minor. Indictment No. 08-JA-115 (Juvenile Case).

308527 DONNA L. RYDER, Attorney, submitting an Order of Court for payment of \$415.00 attorney fees for the defense of an indigent defendant, John McCarthy, Father, re: E. McCarthy, a minor. Indictment No. 09-JA-293 (Juvenile Case).

308528 DONNA L. RYDER, Attorney, submitting an Order of Court for payment of \$240.00 attorney fees for the defense of an indigent defendant, Kristina Thomas, Mother, re: E. Thomas, a minor. Indictment No. 07-JA-103 (Juvenile Case).

308529 DONNA L. RYDER, Attorney, submitting an Order of Court for payment of \$1,127.54 attorney fees for the defense of an indigent defendant, Carrena Jackson, Mother, re: P. Jackson, a minor. Indictment No. 10-JA-59 (Juvenile Case).

308530 DONNA L. RYDER, Attorney, submitting an Order of Court for payment of \$700.00 attorney fees for the defense of an indigent defendant, Joseph Appleton, Father, re: J. Appleton, a minor. Indictment No. 04-JA-1376 (Juvenile Case).

308531 DONNA L. RYDER, Attorney, submitting an Order of Court for payment of \$490.00 attorney fees for the defense of an indigent defendant, Tony Mathurin, Father, re: A. Mathurin, a minor. Indictment No. 07-JA-883 (Juvenile Case).

308532 DONNA L. RYDER, Attorney, submitting an Order of Court for payment of \$332.50 attorney fees for the defense of an indigent defendant, Jozetta Fields, Mother, re: the White and Wordlaw children, minors. Indictment Nos. 02-JA-587, 02-JA-588, 02-JA-589 and 02-JA-590 (Juvenile Cases).

308533 JAMES S. WILLIAMS, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$177.50 attorney fees for the defense of indigent defendants, I. Daniels and E. Tate, minors. Indictment Nos. 00-JA-547 and 00-JA-548 (Juvenile Cases).

308534 JAMES S. WILLIAMS, Attorney, submitting an Order of Court for payment of \$497.50 attorney fees for the defense of an indigent defendant, Sophia Cole, Mother, re: C. Mitchell, a minor. Indictment No. 09-JA-610 (Juvenile Case).

308535 GILBERT C. SCHUMM, Attorney, submitting an Order of Court for payment of \$268.75 attorney fees for the defense of an indigent defendant, Robert Lee Crafton, Father, re: S. Coopwood, a minor. Indictment No. 07-JA-916 (Juvenile Case).

308536 CHRISTOPHER M. SULLIVAN, M.D., M.P.H., Hinsdale, Illinois, presented by Victoria Almeida, Attorney, submitting an Order of Court for payment of \$4,700.00 expert witness fees for the defense of an indigent defendant, Jose Salazar, Father, re: M. Salazar, a minor. Indictment No. 08-JA-1099 (Juvenile Case).

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308537 GILBERT C. SCHUMM, Attorney, submitting an Order of Court for payment of \$437.50 attorney fees for the defense of an indigent defendant, Javier Pena-Nunez, Father, re: the Pena-Nunez child, a minor. Indictment No. 08-JA-166 (Juvenile Case).

308538 VICTORIA ALMEIDA, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$512.50 attorney fees for the defense of indigent defendants, the Jordan children, minors. Indictment Nos. 06-JA-00120 and 06-JA-00829 (Juvenile Cases).

308539 GILBERT C. SCHUMM, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$400.00 attorney fees for the defense of indigent defendants, the Wilson children, minors. Indictment Nos. 02-JA-1377 and 02-JA-1378 (Juvenile Cases).

308540 VICTORIA ALMEIDA, Attorney, submitting an Order of Court for payment of \$1,811.85 attorney fees for the defense of an indigent defendant, Jose Salazar, Father, re: M. Salazar, a minor. Indictment No. 08-JA-1099 (Juvenile Case).

308541 JAMES S. WILLIAMS, Attorney, submitting an Order of Court for payment of \$162.50 attorney fees for the defense of an indigent defendant, Sylvia Arellano, Mother, re: the Arellano children, minors. Indictment Nos. 07-JA-1052 and 07-JA-1053 (Juvenile Cases).

308542 GILBERT C. SCHUMM, Attorney, submitting an Order of Court for payment of \$293.75 attorney fees for the defense of an indigent defendant, David Turner, Father, re: D. Turner, a minor. Indictment No. 98-JA-00782 (Juvenile Case).

308543 GILBERT C. SCHUMM, Attorney, submitting an Order of Court for payment of \$993.75 attorney fees for the defense of an indigent defendant, Royrel Gatson, Father, re: R. Gatson, a minor. Indictment No. 10-JA-75 (Juvenile Case).

308546 HORACE M. EALY, Attorney, submitting an Order of Court for payment of \$800.00 attorney fees for the defense of an indigent defendant, Kenneth Love, Father, re: T. Smith, a minor. Indictment No. 10-JA-00307 (Juvenile Case).

308547 HORACE M. EALY, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$737.50 attorney fees for the defense of an indigent defendant, D. Thomas, a minor. Indictment No. 08-JA-1038 (Juvenile Case).

308548 S. MICHAEL KOZUBEK, Attorney, submitting an Order of Court for payment of \$365.00 attorney fees for the defense of an indigent defendant, William Hackney, Father, re: K. Hackney, a minor. Indictment No. 00-JA-708 (Juvenile Case).

308549 S. MICHAEL KOZUBEK, Attorney, submitting an Order of Court for payment of \$960.00 attorney fees for the defense of an indigent defendant, Ruth Edmonds, Guardian, re: L. Paige, a minor. Indictment No. 00-JA-1633 (Juvenile Case).

308550 S. MICHAEL KOZUBEK, Attorney, submitting an Order of Court for payment of \$871.50 attorney fees for the defense of an indigent defendant, Tomeka Johnson, Mother, re: A. Bridges, a minor. Indictment No. 08-JA-102 (Juvenile Case).

308551 S. MICHAEL KOZUBEK, Attorney, submitting an Order of Court for payment of \$327.50 attorney fees for the defense of an indigent defendant, Deshunn Echoles, Father, re: N. Echoles, a minor. Indictment No. 09-JA-415 (Juvenile Case).

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308552 S. MICHAEL KOZUBEK, Attorney, submitting an Order of Court for payment of \$322.50 attorney fees for the defense of an indigent defendant, Felix Collazo, Father, re: J. Collazo, a minor. Indictment No. 09-JA-518 (Juvenile Case).

308566 PAUL D. KATZ, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$3,062.50 attorney fees for the defense of indigent defendants, the Collins and Washington children, minors. Indictment Nos. 10-JA-00125, 10-JA-00126 and 10-JA-00127 (Juvenile Cases).

308567 BRIAN M. DANLOE, Attorney, submitting an Order of Court for payment of \$661.50 attorney fees for the defense of an indigent defendant, Thomas Paige, Father, re: the Paige children, minors. Indictment Nos. 01-JA-1267 and 01-JA-1268 (Juvenile Cases).

308568 BRIAN M. DANLOE, Attorney, submitting an Order of Court for payment of \$1,086.50 attorney fees for the defense of an indigent defendant, Krista Grape, Mother, re: the Collazo children, minors. Indictment Nos. 09-JA-517 and 09-JA-518 (Juvenile Cases).

308569 PAUL D. KATZ, Attorney, submitting an Order of Court for payment of \$1,106.25 attorney fees for the defense of an indigent defendant, Tracy Timmons, Father, re: T. Shaw, a minor. Indictment No. 95-JA-04994 (Juvenile Case).

308570 PAUL D. KATZ, Attorney, submitting an Order of Court for payment of \$462.50 attorney fees for the defense of an indigent defendant, Ernie Davis, Father, re: B. Haynes, a minor. Indictment No. 02-JA-00257 (Juvenile Case).

308573 STEPHEN JAFFE, Attorney, submitting an Order of Court for payment of \$225.00 attorney fees for the defense of an indigent defendant, James Miner, Father, re: the Shorty children, minors. Indictment Nos. 05-JA-1174 and 05-JA-1175 (Juvenile Cases).

308574 CHRISTIAN S. COLLIN, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$429.00 attorney fees for the defense of an indigent defendant, C. Blythe, a minor. Indictment No. 08-JA-195 (Juvenile Case).

308575 PAUL S. KAROLL, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$516.50 attorney fees for the defense of indigent defendants, K. Williams and S. Woods, minors. Indictment Nos. 02-JA-1019 and 02-JA-1020 (Juvenile Cases).

308576 CHRISTIAN S. COLLIN, Attorney, submitting an Order of Court for payment of \$843.50 attorney fees for the defense of an indigent defendant, Tiwanna Craig, Mother, re: A. Cannon, a minor. Indictment No. 06-JA-799 (Juvenile Case).

308577 CHRISTIAN S. COLLIN, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$450.00 attorney fees for the defense of indigent defendants, the Adams and Chester children, minors. Indictment Nos. 08-JA-219, 08-JA-220 and 08-JA-221 (Juvenile Cases).

308578 PAUL S. KAROLL, Attorney, submitting an Order of Court for payment of \$1,321.00 attorney fees for the defense of an indigent defendant, Mirtelina Ocascio, Mother, re: J. Alverio, a minor. Indictment Nos. 09-JD-3502 and 09-JD-5043 (Juvenile Cases).

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308579 CHRISTIAN S. COLLIN, Attorney, submitting an Order of Court for payment of \$862.50 attorney fees for the defense of an indigent defendant, Leroy Mathews, Father, re: L. Gray, a minor. Indictment No. 09-JA-352 (Juvenile Case).

308580 STUART JOSHUA HOLT, Attorney, submitting an Order of Court for payment of \$687.50 attorney fees for the defense of an indigent defendant, Natone Lucas, Sr., Father, re: the King and Lucas children, minors. Indictment Nos. 07-JA-848, 07-JA-849 and 07-JA-850 (Juvenile Cases).

308581 MICHAEL J. VITALE, Attorney, submitting an Order of Court for payment of \$412.50 attorney fees for the defense of an indigent defendant, Eliseo Gutierrez, Father, re: E. Gutierrez, a minor. Indictment No. 05-JA-1041 (Juvenile Case).

308582 MICHAEL J. VITALE, Attorney, submitting an Order of Court for payment of \$375.00 attorney fees for the defense of an indigent defendant, Bettye Brown, Guardian, re: T. Funches, a minor. Indictment No. 07-JA-01330 (Juvenile Case).

308583 MICHAEL J. VITALE, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$487.50 attorney fees for the defense of an indigent defendant, D. Lopez, a minor. Indictment No. 04-JA-01583 (Juvenile Case).

308584 THOMAS M. O'CONNELL, Attorney, submitting an Order of Court for payment of \$867.50 attorney fees for the defense of an indigent defendant, Derrick Ott, Father, re: J. Johnson, a minor. Indictment No. 96-JA-2362 (Juvenile Case).

308585 CHRISTIAN S. COLLIN, Attorney, submitting an Order of Court for payment of \$650.00 attorney fees for the defense of an indigent defendant, Yuri Stewart, Father, re: Y. Stewart, a minor. Indictment No. 09-JA-353 (Juvenile Case).

308586 CHRISTIAN S. COLLIN, Attorney, submitting an Order of Court for payment of \$600.00 attorney fees for the defense of an indigent defendant, Morris Davis, Father, re: D. Davis, a minor. Indictment No. 05-JA-1128 (Juvenile Case).

308587 STEVEN SILETS, Attorney, submitting an Order of Court for payment of \$1,112.50 attorney fees for the defense of indigent defendants, Reginald Flemister and Eric Pratt, Fathers, re: the Carter, Flemister and Pratt children, minors. Indictment Nos. 08-JA-146, 08-JA-147 and 08-JA-148 (Juvenile Cases).

308588 STEVEN SILETS, Attorney, submitting an Order of Court for payment of \$306.25 attorney fees for the defense of an indigent defendant, Emma Garcia, Mother, re: the Garcia children, minors. Indictment Nos. 99-JA-991 and 99-JA-1254 (Juvenile Cases).

308589 STEVEN SILETS, Attorney, submitting an Order of Court for payment of \$4,437.50 attorney fees for the defense of an indigent defendant, Frances Stolzenbach, Guardian, re: the Laboy, Pierce and Stolzenbach children, minors. Indictment Nos. 10-JA-141, 10-JA-142, 10-JA-143 and 10-JA-144 (Juvenile Cases).

308590 STEVEN SILETS, Attorney, submitting an Order of Court for payment of \$1,287.50 attorney fees for the defense of an indigent defendant, Nathaniel Washington, Sr., Father, re: N. Washington, a minor. Indictment No. 10-JA-126 (Juvenile Case).

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308591 STEPHEN JAFFE, Attorney, submitting an Order of Court for payment of \$462.50 attorney fees for the defense of an indigent defendant, Nyia Davis, Mother, re: P. Garrett, a minor. Indictment No. 01-JA-161 (Juvenile Case).

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| JUVENILE CASES APPROVED FISCAL YEAR 2010 TO PRESENT: | \$2,449,574.81 |
| JUVENILE CASES TO BE APPROVED: | \$78,582.29 |

SPECIAL COURT CASES

308500 LOCKE LORD BISSELL & LIDDELL, LLP, Plaintiffs' Counsel, presented by the Office of the State's Attorney, submitting an Order of Court for payment of \$81,302.88 fees and expenses regarding Shakman, et al. v. Sheriff of Cook County, USDC No. 69-C-2145. On October 30, 2008, the United States District Court entered a Supplemental Relief Order for the Sheriff of Cook County in this matter requiring the appointment of a Compliance Administrator for the Sheriff of Cook County. On January 29, 2010, plaintiffs filed a motion to award Plaintiff's attorneys' fees and costs with respect to the Supplemental Relief Order for the Sheriff of Cook County. On February 5, 2010, Judge Wayne R. Andersen entered an order awarding attorneys fees and costs at a reduced amount. On March 3, 2010, plaintiffs filed a motion to alter or amend the court's February 5, 2010 reduced fee award. On July 23, 2010, Judge Andersen entered an order partially granting plaintiffs' motion to alter or amend the fee opinion. This July 23, 2010 order approved fees and expenses in the amount of \$80,948.50 for attorney fees and \$354.38 in costs payable by Cook County to plaintiffs' counsel, Locke Lord Bissell & Liddell, LLP. To date, Locke Lord Bissell & Liddell, LLP has been paid \$428,660.80 in fees and expenses. Plaintiffs' counsel has accumulated total fees and expenses of \$509,963.68 as of today's date. Please forward the check to Lisa M. Meador, Assistant State's Attorney, for transmittal.

COMMISSIONERS BEAVERS, COLLINS, MURPHY, PERAICA, STEELE AND VICE CHAIRMAN SIMS VOTED NO ON THE ABOVE ITEM.

308501 HINSHAW & CULBERTSON, LLP, James M. Lydon, Special State's Attorney, presented by the Office of the State's Attorney, submitting an Order of Court for payment of \$41,938.16 attorney fees and expenses regarding Michael L. Shakman, et al. v. Sheriff of Cook County, et al., USDC No. 69-C-2145 (Petition for Appointment of Special State's Attorney, Case No. 06-CH-25576), for the period of May 5 through June 30, 2010 (attorney fees), and May 4 through June 21, 2010 (expenses). To date \$1,060,430.10 has been paid. This invoice was approved by the Litigation Subcommittee at its meeting of July 21, 2010. Please forward the check to Patrick T. Driscoll, Jr., Deputy State's Attorney, Chief, Civil Actions Bureau, for transmittal.

COMMISSIONERS BEAVERS, COLLINS, MURPHY, STEELE AND VICE CHAIRMAN SIMS VOTED NO ON THE ABOVE ITEM.

308502 CLIFFORD L. MEACHAM, Compliance Administrator for the Sheriff of Cook County, presented by the Office of the State's Attorney, submitting an Order of Court for payment of \$29,651.00 fees and expenses regarding Shakman, et al. v. Cook County, USDC No. 69-C-2145. On October 30, 2008, the United States District Court entered a Supplemental Relief Order (SRO) for the Sheriff of Cook County in this matter requiring the appointment of a Compliance Administrator for the Sheriff of Cook County. As part of the

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SRO for the Sheriff of Cook County, Cook County is required to pay the reasonable fees and expenses incurred by the Compliance Administrator for the Sheriff of Cook County. On August 31, 2010, Magistrate Judge Sidney I. Schenkier entered an order approving fees and expenses for the 43rd Unopposed Petition in the amount of \$29,651.00 made payable to Clifford L. Meacham, Compliance Administrator for the Sheriff of Cook County. To date, Mr. Meacham has been paid \$2,304,645.32. Mr. Meacham has accumulated total fees and expenses of \$2,334,296.32 as of today's date. Please forward the check to Lisa M. Meador, Assistant State's Attorney, for transmittal.

COMMISSIONERS BEAVERS, COLLINS, MURPHY, STEELE AND VICE CHAIRMAN SIMS VOTED NO ON THE ABOVE ITEM.

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| SPECIAL COURT CASES APPROVED FISCAL YEAR 2010 TO PRESENT: | \$6,764,691.31 |
| SPECIAL COURT CASES TO BE APPROVED: | \$152,892.04 |

COMMISSIONER SILVESTRI, SECONDED BY COMMISSIONER PERAICA, MOVED APPROVAL OF THE COURT ORDERS. THE MOTION CARRIED.

SECTION 2

Your Committee has considered the following numbered and described bill and recommends that it be, and upon the adoption of this report, approved and that the County Comptroller and County Treasurer are authorized and directed to issue a check to said claimant in the amount recommended.

308525 ARAMARK CORRECTIONAL SERVICES, LLC, Atlanta, Georgia, submitting six (6) invoices totaling \$505,126.94, part payment for Contract No. 08-84-387 Rebid, for food service for inmate meals for the Department of Corrections, for the period of June 24 through July 21, 2010 (239-223 Account). (See Comm. No. 308195). Purchase Order No. 170625, approved by County Board May 5, 2009.

COMMISSIONER SUFFREDIN VOTED NO ON THE ABOVE ITEM.

COMMISSIONER GOSLIN, SECONDED BY VICE CHAIRMAN SIMS, MOVED APPROVAL OF THE BILL AND CLAIM. THE MOTION CARRIED.

SECTION 3

Your Committee has considered the following communications from State's Attorney, Anita Alvarez with reference to the workers' compensation claims hereinafter mentioned.

Your Committee, therefore, recommends that the County Comptroller and County Treasurer be, and by the adoption of this report, authorized and directed to issue checks to the Workers' Compensation Commission to be paid from the Workmen's Compensation Fund.

308553 EVELYN ROWANS-HUNTT, in the course of her employment as a Deputy Clerk for the Clerk of the Circuit Court sustained accidental injuries on March 10, 2005 and June 2, 2006. The June 2, 2006 accident occurred when the Petitioner was struck by the door, and as a result she injured her back (lumbar sprain). The March 10, 2005 accident occurred when the Petitioner was struck during an altercation with a co-worker. No damages are

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being awarded, but this matter is being closed as part of this settlement. Prior/pending claims: none. State's Attorney, Anita Alvarez, is submitting Workers' Compensation Commission Lump Sum Petition and Order Nos. 05-WC-12993 and 06-WC-29673 in the amount of \$3,000.00 and recommends its payment. This settlement is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. Attorney: Neal B. Strom, Law Firm of Strom & Associates, Ltd.

COMMISSIONER PERAICA VOTED NO ON THE ABOVE ITEM.

308554 CARMEN A. CAROTHERS, in the course of her employment as an Administrative Analyst for the Juvenile Temporary Detention Center sustained accidental injuries on June 22, 2009. The Petitioner was involved in an altercation with a resident, and as a result she injured her forearm (left forearm flexor tenosynovitis). Prior/pending claims: none. State's Attorney, Anita Alvarez, is submitting Workers' Compensation Commission Lump Sum Petition and Order No. 09-WC-32018 in the amount of \$3,000.00 and recommends its payment. This settlement is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. Attorney: Patrick J. Durkin, Law Firm of Cullen, Haskins, Nicholson & Menchetti, P.C.

308555 ANTHONY ROGERS, in the course of his employment as a Probation Officer for the Adult Probation Department, Circuit Court of Cook County sustained accidental injuries on July 28, 2009 and August 26, 2009. The July 28, 2009 accident occurred when the Petitioner injured his hand while changing a tire (right hand sprain). The August 26, 2009 accident occurred when the Petitioner's arm became lodged between the frame and the gate, and as a result he injured his arm (right arm strain and contusion). Prior/pending claims: none. State's Attorney, Anita Alvarez, is submitting Workers' Compensation Commission Lump Sum Petition and Order Nos. 09-WC-34276 and 09-WC-37333 in the amount of \$3,000.00 and recommends its payment. This settlement is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. Attorney: Joseph J. Spingola.

308556 MARISSA L. HUBBARD, in the course of her employment as a Clerk for the County Clerk's Office sustained accidental injuries on July 13, 2004. The Petitioner cut her left arm while opening documents (infected wound; left arm nerve syndrome). Prior/pending claims: 01/09/03 case settled for \$1,768.20. State's Attorney, Anita Alvarez, is submitting Workers' Compensation Commission Lump Sum Petition and Order No. 04-WC-38944 in the amount of \$19,000.00 and recommends its payment. This settlement is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. Attorney: Mark A. DePaolo, Law Firm of Kenneth B. Gore, Ltd.

COMMISSIONERS PERAICA, REYES AND SCHNEIDER VOTED NO ON THE ABOVE ITEM.

308557 JANET E. PATES, in the course of her employment as a Ward Clerk for Stroger Hospital of Cook County sustained accidental injuries on February 13, 2003 and June 4, 2004. The June 4, 2004 accident occurred when the Petitioner developed numbness, tingling and weakness in both hands due to repetitive typing, computer use, writing and filing at work, and as a result she injured her hands (bilateral carpal tunnel syndrome). On February 13, 2003, the Petitioner alleged an injury while on an elevator at work. No compensation is being awarded for this injury, but the matter is being closed as part of this settlement. Prior/pending claims: none. State's Attorney, Anita Alvarez, is submitting Workers'

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Compensation Commission Lump Sum Petition and Order Nos. 06-WC-17361 and 04-WC-56053 in the amount of \$31,131.43 and recommends its payment. (Finance Subcommittee July 13, 2010). Attorney: Robert I. Briskman, Law Firm of Briskman & Briskman.

COMMISSIONERS PERAICA, REYES AND SCHNEIDER VOTED NO ON THE ABOVE ITEM.

308558 KIM A. GUY, in the course of her employment as a Nursing Assistant for Stroger Hospital of Cook County sustained accidental injuries on December 28, 2005, December 29, 2005 and April 27, 2006. These accidents occurred when the Petitioner was exposed to sterilant chemicals, and as a result she suffered aggravation of her asthma. Prior/pending claims: none. State's Attorney, Anita Alvarez, is submitting Workers' Compensation Commission Lump Sum Petition and Order Nos. 06-WC-38267, 07-WC-17909 and 07-WC-23768 in the amount of \$9,585.00 and recommends its payment. This settlement is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. Attorney: George L. Gaines, Law Firm of Gaines and Gaines.

COMMISSIONER PERAICA VOTED NO ON THE ABOVE ITEM.

308559 MICHAEL REDMOND, in the course of his employment as a Deputy Sheriff for the Sheriff's Court Services Division sustained accidental injuries on February 19, 2009. The Petitioner slipped and fell, and as a result he injured his back (bulging disc at L4-L5). Prior/pending claims: none. State's Attorney, Anita Alvarez, is submitting Workers' Compensation Commission Lump Sum Petition and Order No. 09-WC-31083 in the amount of \$9,970.80 and recommends its payment. This settlement is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. Attorney: Sheldon Copeland, Law Firm of Copeland, Finn and Fieri, Ltd.

308560 MICHAEL GALICHO, in the course of his employment as a Driver for the Highway Department sustained accidental injuries on December 1, 2006. The accident occurred when the Petitioner's vehicle was struck by a third party, and as a result he injured his arm and elbow (right arm and elbow injuries). On July 28, 2010, the Workers' Compensation Commission approved a settlement contract providing for payment to the Petitioner the sum of \$1.00. The County has paid \$17,351.01 in TTD benefits and \$18,340.99 in medical expenses and is entitled to recover 75% of that amount which equals \$26,769.00. The County has agreed to waive \$10,102.34 of the lien in exchange for a \$1.00 lump sum settlement contract. Prior/pending claims: none. State's Attorney, Anita Alvarez, is submitting Workers' Compensation Commission Lump Sum Petition and Order No. 08-WC-51430 in the amount of \$1.00 and recommends its payment. This settlement is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. Attorney: Mark E. Stone, Law Firm of Deer, Stone & Maya, P.C.

| | |
|-------------------|-------------|
| Settlement Amount | \$ 1.00 |
| Lien Recovery: | \$16,666.66 |
| Lien Waiver: | \$10,102.34 |

COMMISSIONER REYES VOTED NO ON THE ABOVE ITEM.

308561 RICHARD MATTESON, in the course of his employment as a Vehicle Driver/Road Repairman for the Highway Department sustained accidental injuries on November 14,

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2007. The Petitioner injured his shoulder while shoveling (left shoulder superior labrum lesion, left shoulder rotator cuff impingement and u-shaped rotator cuff tear [left shoulder SLAP], and torn bicep tendon). Prior/pending claims: none. State's Attorney, Anita Alvarez, is submitting Workers' Compensation Commission Lump Sum Petition and Order No. 08-WC-19221 in the amount of \$44,260.14 and recommends its payment. (Finance Subcommittee July 13, 2010). Attorney: Nicholas Fitz, Law Firm of Fitz & Tallon, L.L.C.

COMMISSIONER REYES VOTED NO ON THE ABOVE ITEM.

308562 DERRICK ALFORD, in the course of his employment as a Correctional Officer for the Department of Corrections sustained accidental injuries on June 26, 2009. The Petitioner was attempting to restrain a combative inmate, and as a result he injured his lower back (lumbosacral strain, and thoracic sprain/strain). Prior/pending claims: none. State's Attorney, Anita Alvarez, is submitting Workers' Compensation Commission Lump Sum Petition and Order No. 09-WC-29778 in the amount of \$7,000.00 and recommends its payment. This settlement is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. Attorney: Ruth Stelzman, Law Office of Ruth Stelzman, P.C.

308564 JESSICA CORBES, in the course of her employment as a Registered Nurse for Stroger Hospital of Cook County sustained accidental injuries on July 2, 2007. The Petitioner developed an allergy to latex gloves, and as a result she injured her eye (left eye abrasion with allergic rhinitis, bronchial asthma and allergic contact dermatitis). Prior/pending claims: none. State's Attorney, Anita Alvarez, is submitting Workers' Compensation Commission Lump Sum Petition and Order No. 07-WC-47632 in the amount of \$24,000.00 and recommends its payment. This settlement is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. Attorney: Howard H. Ankin, Ankin Law Office, LLC.

COMMISSIONERS PERAICA AND REYES VOTED NO ON THE ABOVE ITEM.

308565 MAUREEN FITZPATRICK POPP, in the course of her employment as a Probation Officer for the Adult Probation Department, Circuit Court of Cook County sustained accidental injuries on February 26, 2008. The Petitioner slipped on ice and fell, and as a result she injured her shoulder (right shoulder rotator cuff tear with impingement; full thickness tear of the supraspinatus tendon; residual pain and weather sensitivity). Prior/pending claims: none. State's Attorney, Anita Alvarez, is submitting Workers' Compensation Commission Lump Sum Petition and Order No. 09-WC-03343 in the amount of \$44,260.14 and recommends its payment. (Finance Subcommittee July 13, 2010). Attorney: Paul E. Kelly, Law Firm of Kelly & King, P.C.

308571 JOHNNY FELICIANO, in the course of his employment as a Correctional Officer for the Department of Corrections sustained accidental injuries on June 10, 2003, September 24, 2003 and January 20, 2004. The September 24, 2003 accident occurred when an elevator door closed on the Petitioner's shoulder (full thickness tear of the rotator cuff requiring four surgeries, with subsequent development of regional pain syndrome). On June 10, 2003, the Petitioner alleged exposure to inhaled chemicals. On January 20, 2004, the Petitioner was bitten by a rodent on his right foot. No compensation is being awarded for Case Nos. 03-WC-60213 (June 10, 2003) and 04-WC-03039 (January 20, 2004), but both cases are being closed as part of this settlement. Case No. 03-WC-60212 was previously

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tried under Section 19(b) on September 20, 2005 and the County was found liable for the Petitioner's injury which occurred on September 24, 2003. Prior/pending claims: 02/21/96 and 08/16/97 cases were tried resulting in zero dollars awarded. State's Attorney, Anita Alvarez, is submitting Workers' Compensation Commission Lump Sum Petition and Order No. 03-WC-60212 in the amount of \$85,000.00 and recommends its payment. (Finance Subcommittee July 13, 2010). Attorney: Daniel H. Periaswamy, Law Firm of Kenneth B. Gore, Ltd.

COMMISSIONER PERAICA VOTED NO ON THE ABOVE ITEM.

308572 ELAINE MCLAUGHLIN, in the course of her employment as an Administrative Assistant for the Highway Department sustained accidental injuries on March 16, 2010. The Petitioner was cleaning the wall, file cabinet and a desk, and as a result she injured her shoulder (right shoulder full thickness tear of the distal supraspinatus tendon at its insertion to the greater tuberosity). Prior/pending claims: 07/31/07 and 12/20/08 cases are pending. Following a Section 19(b) trial, the Arbitrator found that the Petitioner's injury arose out of and in the course of her employment. As a result, on June 22, 2010, the Arbitrator awarded the Petitioner \$20,188.34, which represents TTD benefits owed to the Petitioner from March 17 through May 10, 2010 in the amount of \$7,410.73 in addition to \$3,494.14 in medical bills and \$9,283.47 in penalties and attorney's fees. The Petitioner agreed to waive \$3,000.00 of the penalty award, reducing the total amount due. State's Attorney, Anita Alvarez, is submitting Workers' Compensation Commission Decision of Arbitrator, Award No. 10-WC-12807 in the amount of \$17,188.34 and recommends its payment. This decision is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. Attorney: Larry Karchmar, Law Firm of Karchmar & Stone.

COMMISSIONER SCHNEIDER VOTED NO ON THE ABOVE ITEM.

WORKERS' COMPENSATION CLAIMS APPROVED FISCAL YEAR 2010 TO PRESENT: \$3,952,225.47
WORKERS' COMPENSATION CLAIMS TO BE APPROVED: \$300,396.85

**COMMISSIONER MURPHY, SECONDED BY COMMISSIONER STEELE,
MOVED APPROVAL OF THE WORKERS' COMPENSATION CLAIMS. THE
MOTION CARRIED.**

SECTION 4

Your Committee has considered the following communication from the Cook County Department of Risk Management requesting the County Board to authorize the subrogation recovery.

Your Committee, concurring in the request of the Cook County Department of Risk Management recommends the authorization of the subrogation recovery be granted.

308524 DEPARTMENT OF RISK MANAGEMENT, submitting for approval Subrogation Recovery of \$2,390.91. Claim No. 20050439, Sheriff's Court Services Division.

Responsible Party: Lyinta M. Boyd (Owner), David C. Neiman (Driver), 16944 Elm Drive, Country Club Hills, Illinois 60478

Damage to: Sheriff's Court Services Division vehicle

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Our Driver: Richard Doty, Unit #6903
Date of Accident: April 27, 2010
Location: 154th Street near Park Avenue, Harvey, Illinois
(211-444 Account).

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|---|--------------------|
| SUBROGATION RECOVERIES APPROVED FISCAL YEAR 2010 TO PRESENT: | \$56,075.64 |
| SUBROGATION RECOVERY TO BE APPROVED: | \$2,390.91 |

**COMMISSIONER SILVESTRI, SECONDED BY COMMISSIONER MURPHY,
MOVED APPROVAL OF THE SUBROGATION RECOVERY. THE MOTION
CARRIED.**

SECTION 5

Your Committee has considered the following communications from the Cook County Department of Risk Management requesting that the County Board authorize payment of said claims.

Your Committee, concurring in the requests of the Cook County Department of Risk Management, recommends that the County Comptroller and County Treasurer be, and by the adoption of this report, authorized and directed to issue checks to claimants in the amounts recommended.

308483 DEPARTMENT OF RISK MANAGEMENT, submitting for approval Self-Insurance Program Settlement Claim payment of \$212.58. Claim No. 97008374, Highway Department.

Claimant: Steve Anzalone, 725 West Ruhl Road, Palatine, Illinois 60074
Claimant's Vehicle: 2009 BMW 135i
Date of Accident: March 28, 2010
Location: Quentin Road near Dundee Road, Palatine, Illinois

Claimant was traveling northbound on Quentin Road near Dundee Road in Palatine, and struck a pothole causing damage to the left front tire and rim (542-846 Account). Investigated by Cambridge Integrated Services Group. We concur and recommend payment of the above charge.

308484 DEPARTMENT OF RISK MANAGEMENT, submitting for approval Self-Insurance Program Settlement Claim payment of \$219.95. Claim No. 97008446, Highway Department.

Claimant: Marla Glabe, 83 Caribou Crossing, Northbrook, Illinois 60062
Claimant's Vehicle: 2005 BMW 330xi
Date of Accident: April 30, 2010
Location: Lake-Cook Road near Milwaukee Avenue, Wheeling, Illinois

Claimant was traveling eastbound on Lake-Cook Road near Milwaukee Avenue in Wheeling, and struck a pothole causing damage to the left and right front tires (542-846 Account). Investigated by Cambridge Integrated Services Group. We concur and recommend payment of the above charge.

308485 DEPARTMENT OF RISK MANAGEMENT, submitting for approval Self-Insurance

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Program Settlement Claim payment of \$71.82. Claim No. 97008393, Highway Department.

Claimant: Sandra Reinbold, P.O. Box 262, Bourbonnais, Illinois 60914
Claimant's Vehicle: 2006 Saturn Vue
Date of Accident: February 8, 2010
Location: 151st Avenue near Arbor Drive, Orland Park, Illinois

Claimant was traveling westbound on 151st Avenue near Arbor Drive in Orland Park, and struck a pavement reflector causing damage to the right rear tire (542-846 Account). Investigated by Cambridge Integrated Services Group. We concur and recommend payment of the above charge.

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| SELF-INSURANCE CLAIMS APPROVED FISCAL YEAR 2010 TO PRESENT: | \$45,352.66 |
| SELF-INSURANCE CLAIMS TO BE APPROVED: | \$504.35 |

COMMISSIONER SILVESTRI, SECONDED BY COMMISSIONER MURPHY, MOVED APPROVAL OF THE SELF-INSURANCE PROGRAM SETTLEMENT CLAIMS. THE MOTION CARRIED.

SECTION 6

Your Committee has considered the following communications from State's Attorney, Anita Alvarez.

Your Committee, concurring in the recommendations of the State's Attorney, recommends that the County Comptroller and County Treasurer prepare checks in the amounts recommended in order that the payments may be set in accordance with the request of the State's Attorney upon proper release from the Office of the State's Attorney.

308479 STATE'S ATTORNEY, Anita Alvarez, submitting communication advising the County to accept Proposed Settlement of \$750.00 for the release and settlement of suit regarding Luke Lubenow v. Sheriff Dart, Case No. 10-M1-011652. This matter involves allegations of civil rights violations while Plaintiff was detained at the Department of Corrections. The matter has been settled for the sum of \$750.00, which is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. State's Attorney recommends payment of \$750.00, made payable to Luke Lubenow. Please forward the check to Paul W. Groah, Assistant State's Attorney, for transmittal.

308480 STATE'S ATTORNEY, Anita Alvarez, submitting communication advising the County to accept Proposed Settlement of \$1,500.00 for the release and settlement of suit regarding Shaun Henderson v. Officer Karlos, et al., Case No. 08-C-5966. This matter involves allegations of civil rights violations at the Jail. The matter has been settled for the sum of \$1,500.00, which is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. State's Attorney recommends payment of \$1,500.00, made payable to Shaun Henderson. Please forward the check to Thomas Nowinski, Assistant State's Attorney, for transmittal.

308481 STATE'S ATTORNEY, Anita Alvarez, submitting communication advising the County to accept Proposed Settlement of \$4,000.00 for the release and settlement of suit regarding Lemon v. Dart, et al., Case No. 08-C-7179. This matter involves allegations of civil rights

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violations at the Jail. The matter has been settled for the sum of \$4,000.00, which is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. State's Attorney recommends payment of \$4,000.00, made payable to Douglas Lemon. Please forward the check to Kevin Frey, Assistant State's Attorney, for transmittal.

308482 STATE'S ATTORNEY, Anita Alvarez, submitting communication advising the County to accept Proposed Settlement of \$20,000.00 for the release and settlement of suit regarding Henry Burel v. Cook County, et al., Case No. 09-L-5737. This matter arises from allegations of a battery to a criminal defendant and the resulting violations of his civil rights while Plaintiff was in custody at the Department of Corrections. The matter has been settled for the sum of \$20,000.00, which is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. State's Attorney recommends payment of \$20,000.00, made payable to Henry Burel and Dvorak, Toppel & Barrido, LLC, his attorney. Please forward the check to Lilianna M. Kalin, Assistant State's Attorney, for transmittal.

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|---|------------------------|
| PROPOSED SETTLEMENTS APPROVED FISCAL YEAR 2010 TO PRESENT: | \$21,164,385.33 |
| PROPOSED SETTLEMENTS TO BE APPROVED: | \$26,250.00 |

**COMMISSIONER SILVESTRI, SECONDED BY COMMISSIONER MURPHY,
MOVED APPROVAL OF THE PROPOSED SETTLEMENTS. THE MOTION
CARRIED.**

SECTION 7

Your Committee has considered the following communications from the Cook County Department of Risk Management requesting that the County Board authorize payment of said claims.

Your Committee concurring in the requests of the Cook County Department of Risk Management, recommends that the County Comptroller and County Treasurer be, and by the adoption of this report, authorized and directed to issue checks to claimants in the amounts recommended.

308522 PATIENT/ARRESTEE SETTLEMENT PROGRAM CLAIMS. The Department of Risk Management is submitting invoices totaling \$112,809.65, for payment of medical bills for services rendered to patients while in the custody of the Cook County Sheriff's Office. Their services were rendered under the Patient/Arrestee Settlement Program (542-274 Account). Bills were approved for payment after an audit by Cambridge Integrated Services Group, and by the Department of Risk Management, who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987. Individual checks will be issued by the Comptroller in accordance with the attached report prepared by the Department of Risk Management.

| | YEAR TO DATE | TO BE APPROVED |
|----------------|----------------|----------------|
| TOTAL BILLED | \$9,052,393.23 | \$286,178.70 |
| UNDOCUMENTED | \$0.00 | \$0.00 |
| UNRELATED | \$3,368,649.56 | \$149,063.16 |
| DISCOUNT | \$1,000,455.68 | \$24,305.89 |
| AMOUNT PAYABLE | \$4,683,287.99 | \$112,809.65 |

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**COMMISSIONER SILVESTRI, SECONDED BY COMMISSIONER MURPHY,
MOVED APPROVAL OF THE PATIENT/ARRESTEE CLAIMS. THE MOTION
CARRIED.**

SECTION 8

Your Committee has considered the following communications received from the Employees' Injury Compensation Committee requesting that the County Board authorize payment of expenses regarding claims of Cook County employees injured while in the line of duty.

Your Committee, concurring in said requests, recommends that the County Comptroller and County Treasurer be, and upon the adoption of this report, authorized and directed to issue checks in the amounts recommended to the claimants.

308563 **THE EMPLOYEE'S INJURY COMPENSATION COMMITTEE**, submitting invoice totaling \$519,202.86 for payment of medical bills for Workers' Compensation cases incurred by employees injured on duty. Individual checks will be issued by the Comptroller in accordance with the attached report prepared by the Department of Risk Management, Workers' Compensation Unit. This request covers bills received and processed from September 2-15, 2010.

EMPLOYEES' INJURY COMPENSATION CLAIMS APPROVED FISCAL YEAR 2010

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|--|-----------------------|
| TO PRESENT: | \$5,941,790.55 |
| EMPLOYEES' INJURY COMPENSATION CLAIMS TO BE APPROVED: | \$519,202.86 |

**COMMISSIONER SILVESTRI, SECONDED BY COMMISSIONER MURPHY,
MOVED APPROVAL OF THE EMPLOYEES' INJURY COMPENSATION
CLAIMS. THE MOTION CARRIED.**

SECTION 9

Your Committee was presented with the Revenue Report for the period ended July 31, 2010 for the Corporate, Public Safety and Health Funds, as presented by the Bureau of Finance.

**COMMISSIONER GOSLIN, SECONDED BY COMMISSIONER MORENO,
MOVED TO RECEIVE AND FILE THE REVENUE REPORT. THE MOTION
CARRIED.**

SECTION 10

Your Committee has considered the following items and upon adoption of this report, the recommendations are as follows:

308430 **RESOLUTION CALLING ON THE GENERAL ASSEMBLY TO REMOVE THE UNNECESSARY PROVISION THAT REQUIRES SENIORS IN COOK COUNTY TO REAPPLY FOR THE SENIOR CITIZEN HOMEOWNER'S EXEMPTION EACH YEAR (PROPOSED RESOLUTION).** Submitting a Proposed Resolution sponsored by Forrest Claypool, Bridget Gainer, Timothy O. Schneider and Larry

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Suffredin, County Commissioners; Co-Sponsored by President Todd H. Stroger, Earlean Collins, John P. Daley, Elizabeth "Liz" Doody Gorman, Gregg Goslin, Joan Patricia Murphy, Peter N. Silvestri, William M. Beavers, Jerry Butler, Joseph Mario Moreno, Anthony J. Peraica, Edwin Reyes, Deborah Sims and Robert B. Steele, County Commissioners.

PROPOSED RESOLUTION

**A RESOLUTION CALLING ON THE GENERAL ASSEMBLY
TO REMOVE THE UNNECESSARY PROVISION THAT REQUIRES
SENIORS IN COOK COUNTY TO REAPPLY FOR THE
SENIOR CITIZEN HOMEOWNER'S EXEMPTION EACH YEAR**

WHEREAS, more than 284,000 senior citizens in Cook County benefit from the Senior Citizen Homeowner's Exemption each year, a valuable and important form of property tax relief; and

WHEREAS, the Senior Exemption can reduce a senior's property tax bill by several hundred dollars, with 2008 tax bill savings ranging from \$158 to \$823; and

WHEREAS, in tax year 2007, the Cook County Assessor's Office stopped requiring seniors 65 years or older to apply annually for the Exemption and therefore saved additional processing and mailing costs; and

WHEREAS, the Cook County Assessor took this step in order to make the process easier for seniors to avail themselves of the Exemption since no one gets younger; and

WHEREAS, the Assessor re-verifies the Exemption whenever a deed transfer occurs on a property receiving the Exemption; and

WHEREAS, the Exemption has no income requirement and requires only that the taxpayer be 65 or older and own the house that is their principal residence; and

WHEREAS, legislation recently passed by the General Assembly now requires seniors to reapply every year for the Exemption, creating an unnecessary obstacle for them; and

WHEREAS, this requirement was mandated only for Cook County and does not apply to any other assessor's office or county office in Illinois; and

WHEREAS, this requirement will place an unfunded mandate on the County and require the County to expend unnecessary funds for publications, mailings and administration of the Exemption during an economic period where any and all unnecessary expenses to taxpayers should be taken under high consideration; and

WHEREAS, every time a major change in an exemption application process has occurred it has resulted in confusion and missed property tax savings, especially for those exemptions specifically targeted for the senior citizen population.

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners urge the General Assembly to promptly reconsider this onerous provision

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imposed upon the senior population of Cook County and remedy this unnecessary provision by enacting further legislation allowing for the Assessor to maintain the practice of verification they have installed which allowed for automatic renewal of this valuable property tax relief for Cook County senior citizens.

*** Referred to the Committee on Finance on 09-01-10.**

Chairman Daley entered into the record the following letters, all of which are attached hereto and made a part hereof:

1. Letter from the Honorable Toni Preckwinkle, Democratic candidate for Cook County Board President, and Alderman of the 4th Ward, City of Chicago.
2. Letter from the Honorable Richard M. Daley, Mayor of the City of Chicago.
3. Letters from the Honorable Barbara Flynn Currie, House Majority Leader, Illinois House of Representatives.
4. Letter from the Honorable James M. Houlihan, Assessor of Cook County.

Commissioner Goslin asked for leave to have the Honorable John E. Bradley, State Representative District 117, address the Committee regarding the Senior Citizen Homeowner's Exemption.

Chairman Daley asked for leave to have the Honorable James M. Houlihan, Assessor of Cook County address the Committee regarding the Senior Citizens Homeowner's Exemption.

COMMISSIONER CLAYPOOL, SECONDED BY COMMISSIONER STEELE, MOVED THAT THE RESOLUTION (COMMUNICATION NO. 308430) BE APPROVED AND ADOPTED. THE MOTION CARRIED.

308441 **DIGITAL BRIDGE (APPROVAL OF PAYMENT).** Transmitting a Communication, dated August 18, 2010 from Dorothy A. Brown, Clerk of the Circuit Court:

requesting approval of payment in the amount of \$31,781.00 to Digital Bridge, Orem, Utah, for the maintenance and technical support application software regarding electronic warrants.

Reason: The purpose for this request is to enable us to make final payment for the e-Warrants subscription project to cover unanticipated expenses needed to support the completion of the e-Warrants project.

Estimated Fiscal Impact: \$31,781.00. (528-630 Account).

Sufficient funds are available in the Circuit Court Automation Fund.

*** Referred to the Committee on Finance on 09-01-10.**

COMMISSIONER MORENO, SECONDED BY COMMISSIONER MURPHY, MOVED APPROVAL OF THE PAYMENT TO DIGITAL BRIDGE

(COMMUNICATION NO. 308441). THE MOTION CARRIED.

SECTION 11

Your Committee has considered the bids submitted on the items hereinafter described in accordance with the specifications on file in the Office of the County Purchasing Agent. Communications from the County Purchasing Agent submitting recommendations on the award of contracts for said items, be and by the adoption of this Report, awarded as follows. The deposit checks are ordered returned to the unsuccessful bidders at once and to the successful bidders upon the signing of the contract.

Item Numbers correspond to backup material for this meeting's agenda, and may appear out of numeric sequence in this report.

VICE CHAIRMAN SIMS, SECONDED BY COMMISSIONER BUTLER, MOVED APPROVAL OF THE RECOMMENDATIONS REGARDING BID ITEMS 1 THROUGH 4.

IN ACCORDANCE WITH COOK COUNTY CODE SECTION 2-108(p), COMMISSIONER GORMAN REQUESTED TO DIVIDE THE QUESTION TO CONSIDER BID ITEM 2 (CONTRACT NO. 10-84-29) SEPARATELY.

COMMISSIONER GORMAN, SECONDED BY COMMISSIONER SCHNEIDER, MOVED TO REJECT THE RECOMMENDATION TO AWARD CONTRACT NO. 10-84-29 TO PROGRESSIVE INDUSTRIES, INC. IN THE AMOUNT OF \$838,726.03, AND INSTEAD AWARD THE CONTRACT TO UNIFORMS MANUFACTURING, INC. IN THE AMOUNT OF \$814,046.75, FOR RESIDENTS' UNIFORMS (TROUSERS, UNDERWEAR, SHOES, ETC.) FOR THE JUVENILE TEMPORARY DETENTION CENTER.

FOLLOWING DISCUSSION, AND AT THE RECOMMENDATION OF THE COUNTY PURCHASING AGENT, COMMISSIONER BUTLER, SECONDED BY COMMISSIONER SILVESTRI, MOVED TO DEFER CONSIDERATION OF ITEM 2 (CONTRACT NO. 10-84-29) TO THE OCTOBER 5, 2010 MEETING OF THE FINANCE COMMITTEE. COMMISSIONER GORMAN CALLED FOR A ROLL CALL, THE VOTE OF YEAS AND NAYS BEING AS FOLLOWS:

**ROLL CALL ON MOTION TO DEFER THE AWARD
OF CONTRACT NO. 10-84-29 (ITEM 2) TO THE
OCTOBER 5, 2010 MEETING OF THE FINANCE COMMITTEE**

YEAS: COMMISSIONERS BEAVERS, BUTLER, COLLINS, GAINER, GORMAN, GOSLIN, MORENO, MURPHY, PERAICA, REYES, SCHNEIDER, SILVESTRI, VICE CHAIRMAN SIMS, STEELE, SUFFREDIN AND CHAIRMAN DALEY (16)

NAYS: NONE (0)

ABSENT: COMMISSIONER CLAYPOOL (1)

THE MOTION TO DEFER THE AWARD OF CONTRACT NO. 10-84-29 (ITEM 2) TO THE OCTOBER 5, 2010 MEETING OF THE FINANCE COMMITTEE CARRIED.

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A VOTE WAS TAKEN ON THE MAIN MOTION AS AMENDED, TO APPROVE THE RECOMMENDATIONS REGARDING BID ITEMS 1, 3 AND 4. THE MOTION CARRIED.

BIDS RECOMMENDED FOR AWARD

Item 1 **CONTRACT NO. 09-84-345 REBID**

Leasing of twenty (20) vehicles including titles and plates, full service maintenance and insurance premium for the Sheriff's Police Department, to:

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| Enterprise FM Trust | \$468,607.20 |
|---------------------|--------------|

Item 3 **CONTRACT NO. 10-53-65**

Pest control services for the Department of Corrections, to:

| | |
|-------------------------|--------------|
| Anderson Pest Solutions | \$168,288.00 |
|-------------------------|--------------|

Item 4 **CONTRACT NO. 10-53-71**

Countywide exterior wall repair (Group 1, Package 4) at 4545 West Cermak Road in Chicago, for the Office of Capital Planning and Policy, to:

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| NW Construction, LLC | \$850,000.00 |
|----------------------|--------------|

BID DEFERRED TO OCTOBER 5, 2010

Item 2 Contract No. 10-84-29

Resident uniforms (trousers, underwear, shoes, etc.) for the Juvenile Temporary Detention Center

SECTION 12

Your Committee has considered the highway bills submitted by the Superintendent of Highways for approval and payment.

Your Committee, after considering said bills, recommends that they be, and by the adoption of this report, approved.

COMMISSIONER MORENO, SECONDED BY COMMISSIONER STEELE, MOVED APPROVAL OF THE HIGHWAY BILLS. THE MOTION CARRIED.

COMMISSIONER STEELE, SECONDED BY VICE CHAIRMAN SIMS, MOVED TO ADJOURN. THE MOTION CARRIED AND THE MEETING WAS ADJOURNED.

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Commissioner Daley seconded by Commissioner Peraica, moved that the Report of Finance be approved and adopted. **The motion carried unanimously.**

REPORT OF THE COMMITTEE ON ROADS AND BRIDGES

SEPTEMBER 15, 2010

The Honorable,
The Board of Commissioners of Cook County

ATTENDANCE

Present: Chairman Moreno, Vice Chairman Gorman, Commissioners Beavers, Butler, Claypool, Collins, Daley, Gainer, Goslin, Murphy, Peraica, Schneider, Silvestri, Sims, Steele and Suffredin (16)

Absent: President Stroger, Commissioner Reyes (1)

Ladies and Gentlemen:

Your Committee on Roads and Bridges, having had under consideration the matters hereinafter mentioned, respectfully reports and recommends as follows:

SECTION 1

Your Committee has considered the following communication from Rupert F. Graham, Jr., P.E., Superintendent of Highways, recommending for approval change in plans and extra work in the construction of certain highway improvements.

308431 COUNTY HIGHWAY DEPARTMENT, by Rupert F. Graham, Jr., P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 06-B4234-02-RS. 87th Street, Wentworth Avenue to South Chicago Avenue in the City of Chicago in County Board District #4. Adjustment of quantities and new items. \$49.00 (Deduction).

308432 COUNTY HIGHWAY DEPARTMENT, by Rupert F. Graham, Jr., P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 08-B5935-05-RP. 170th (167th) Street, Bishop Ford Expressway to Burnham Avenue in the City of Calumet City and the Villages of Lansing and South Holland in County Board District #6. Adjustment of quantities and new items. \$445,293.30 (Addition).

308433 COUNTY HIGHWAY DEPARTMENT, by Rupert F. Graham, Jr., P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 05-B6422-03-FP. Federal Project No. M-8003 (167), Federal Job No. C-91-066-02. 183rd Street, LaGrange Road to 80th Avenue in the Village of Tinley Park in County Board District #17. Adjustment of quantities and new items. \$81,756.73 (Addition).

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308434 COUNTY HIGHWAY DEPARTMENT, by Rupert F. Graham, Jr., P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work Section: 85-W8140-01-RP. Potter Road, Dempster Street to Golf Road in the Cities of Des Plaines and Park Ridge in County Board Districts #9 and 17. Adjustment of quantities. \$224,554.15 (Addition).

308435 COUNTY HIGHWAY DEPARTMENT, by Rupert F. Graham, Jr., P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 00-W3701-02-FP. Ridgeland Avenue, Steger Road to Sauk Trail in the Villages of Frankfort and Richton Park in County Board District #6. Adjustment of quantities and new items. \$211,075.20 (Addition).

Vice Chairman Gorman, seconded by Commissioner Murphy, moved the Approval of the change in plans and extra work described in communication nos. 308431, 308432, 308433, 308434 and 308435. The motion carried.

SECTION 2

Your Committee has considered the following item and upon adoption of this report, the recommendation is as follows:

308436 COUNTY HIGHWAY DEPARTMENT, by Rupert F. Graham, Jr., P.E., Superintendent of Highways, submitting the Bureau of Construction's Progress Report for the month ending July 31, 2010.

Vice Chairman Gorman, seconded by Commissioner Murphy, moved to Receive and File communication no. 308436. The motion carried.

Commissioner Steele moved to adjourn, seconded by Commissioner Beavers. The motion carried and the meeting was adjourned.

Commissioner Moreno seconded by Commissioner Murphy, moved that the Report of Roads & Bridges be approved and adopted. **The motion carried unanimously.**

* * * * *

REPORT OF THE COMMITTEE ON ZONING AND BUILDING

September 15, 2010

The Honorable,
The Board of Commissioners of Cook County

ATTENDANCE

Present: Chairman Silvestri and Vice Chairman Murphy Commissioners Beavers, Butler, Claypool, Collins, Daley, Gainer, Gorman, Goslin, Moreno, Peraica, Reyes, Schneider, Sims, Steele and Suffredin (17)

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Absent: President Stroger

Ladies and Gentlemen:

Your Committee on Zoning and Building, having had under consideration the matter hereinafter mentioned, respectfully reports and recommends as follows

SECTION 1

Your Committee has considered the following item and upon the adoption of this report the recommendation is as follows:

287563 DOCKET #8281 – G. JOHNSON, Owner, Application (No. V-07-55): Variation to reduce right side yard setback from 10 feet to 2 feet (existing) for a proposed addition in the R-5 Single Family Residence District. The subject property consists of approximately 0.17 of an acre, located on the west side of James Court, approximately 140 feet north of Ferwood Drive in Maine Township, County Board District #9. **Recommendation: That the application be granted a one year extension of time.**

Conditions: None

Objectors: None

Vice Chairman Murphy, seconded by Commissioner Peraica moved, the approval of Communication No. 287563. The motion carried.

SECTION 2

Your Committee has considered the following numbered and described applications requesting a public hearing before the Cook County Zoning Board of Appeals on a request for a Special Use, Unique Use on certain properties described therein:

306456 DOCKET #8633 - TRACY HENRY, Owner, 3860 West 116th Place, Garden Homes, Illinois 60803, Application (No. SU-10-04; Z10026). Submitted by Thomas Lynch, 9231 South Roberts Road, Hickory Hills, Illinois 60457. Seeking a SPECIAL USE, UNIQUE USE in the R-5 Single Family Residence District for continued use of two dwelling units in an existing single family residence as previously amortized under SU-80-40 in Section 23 of Worth Township. Property consists of approximately 0.14 of an acre located on the northeast corner of 116th Street and Springfield Avenue in Worth Township, County Board District #6. Intended use: For continued use of two (2) dwelling units in the existing structure. No new improvements proposed. **Recommendation: That the application be granted.**

Conditions: None

Objectors: None

The Cook County Zoning Board of Appeals to whom said applications was referred, submitted a Communication setting forth its findings and recommendations following public hearings held thereon, and recommended that said application be granted subject to conditions as stated in the findings.

Commissioner Moreno, seconded by Commissioner Peraica moved, the approval of Communication No. 306456. The motion carried.

SECTION 3

Your Committee has considered the following item and upon the adoption of this report the recommendation is as follows:

308592 DOCKET #8646– PSD2, LLC, Owner, Application (No. V-10-32): Variation to erect a billboard advertising sign closer than 500 feet to Forest Preserve District property; and reduce corner side yard setback from 30 feet to 16.2 feet for billboard advertising sign in I-1 Restricted Industrial District. The subject property consists of approximately 0.97 of an acre, located approximately 505 feet east of R.O.W. line, Chicago Street and Milwaukee Avenue and St. Paul Railroad and 1,052 feet west of the centerline of Waukegan Road in Northfield Township, County Board District #14. **Recommendation: That the application be denied.**

Conditions: None

Objectors: Mr. Banks, as attorney for 600 Waukegan Road, appeared on behalf of the ownership of the property located immediately south of the subject property. 600 Waukegan Road's contention with the subject sign is that by allowing it to be built, would precluded his client from replacing the existing off-premise billboard advertising sign on its property because of the Ordinance's requirement of 500 feet of separation between off-premise billboard advertising signs.

Vice Chairman Murphy, seconded by Commissioner Peraica moved, to defer Communication No. 308592. The motion carried.

SECTION 4

Your Committee has considered the following item and upon the adoption of this report the recommendation is as follows:

308593 DOCKET #8654 – Z. TIJANIC, Owner, Application (No. V-10-38): Variation to reduce rear yard setback from 40 feet to 25 feet (existing); reduce right side yard setback from 10 feet to 5 feet; reduce lot area from 10,000 square feet to 9,912 square feet (existing); and reduce left side yard setback from 10 feet to 2 feet (existing) for a new detached garage in the R-5 Single Family Residence District. The subject property consists of approximately 0.23 of an acre, located on the west side of Gayle Court, approximately 284 feet west of Julie Drive in Maine Township, County Board District #9. **Recommendation: That the application be granted.**

Conditions: None

Objectors: None

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Vice Chairman Murphy, seconded by Commissioner Peraica moved the approval of Communication No. 308593. The motion carried.

SECTION 5

Your Committee has considered the following items and upon the adoption of this report the recommendations are as follows:

308594 DOCKET #8661 – 600 WAUKEGAN ROAD, LLC, Owner, Application (No. V-10-42): Variation to erect a billboard (off-premise) advertising sign within 500 feet of Forest Preserve District property to replace an existing sign. The subject property consists of approximately 3.13 acres, located on Frontage Road, approximately 461 feet west of Waukegan Road, extending west to the Chicago Street and Milwaukee Avenue, Paul and Pacific Railroad in Stickney Northfield Township, County Board District #14. **Recommendation: That the application be granted.**

Conditions: None

Objectors: Mr. Storino, as attorney for PSD2, LLC, appeared on behalf of the ownership of the property located immediately north of the subject property. PSD2's contention with subject sign is that by allowing it to be rebuilt, PSD2 will be precluded from constructing a new off-premise billboard advertising sign on its property because of the Ordinance's requirement of 500 feet of separation between off-premise billboard advertising signs.

Commissioner Goslin, seconded by Commissioner Moreno move to defer Communication No. 308594, as amended. The motion carried.

SECTION 6

Your Committee has considered the following items and upon the adoption of this report the recommendations are as follows:

308595 DOCKET #8667– K. LEKARCZYK, Owner, Application (No. V-10-45): Variation to reduce right yard setback from 10 feet to 7 feet (existing); reduce front yard setback from 28 feet (@20%) to 24 feet (existing); and reduce corner setback from 15 feet to 4 feet for a proposed garage addition in the R-5 Single Family Residence District. The subject property consists of approximately 0.19 of an acre, located on the northeast corner of Summerdale Avenue and Washington Street in Norwood Park Township, County Board District #9. **Recommendation: That the application be granted.**

Conditions: None

Objectors: None

308596 DOCKET #8669– F. & A. SKIK, Owners, Application (No. V-10-47): Variation to increase height of brick pillars in front yard from 3 feet to 9 feet (existing) in the R-4 Single Family Residence District. The subject property consists of approximately 0.75 of an acre, located on the west side of 82nd Court, approximately 327 feet south of 129th Street in Palos Township, County Board District #17. **Recommendation: That the**

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application be granted.

Conditions: None

Objectors: None

308597 DOCKET #8671– D. & M. SWANSON, Owners, Application (No. V-10-48): Variation to reduce rear yard setback from 40 feet to 29 feet for a proposed sun room addition in the R-6 General Residence District. The subject property consists of approximately 0.23 of an acre, located on the east side of Creek Crossing Drive, approximately 507 feet southeasterly of Valley View Drive in Orland Township, County Board District #17. **Recommendation: That the application be granted.**

Conditions: None

Objectors: None

308598 DOCKET #8673– J. LUCAS, Owner, Application (No. V-10-50): Variation to reduce lot area from 40,000 square feet to 24,848 square feet (existing); reduce lot width from 150 feet to 125 feet (existing); reduce left interior side yard setback from 15 feet to 6 feet (existing); and reduce corner yard setback from 25 feet to 21 feet (existing) for a porch addition in the R-4 Single Family Residence District. The subject property consists of approximately 0.57 of an acre, located on the northwest corner of 156th Street and 116th Avenue in Orland Township, County Board District #17. **Recommendation: That the application be granted.**

Conditions: None

Objectors: None

Vice Chairman Murphy, seconded by Commissioner Schneider moved, the approval of Communication Nos. 308595, 308596, 308597 and 308598. The motion carried.

Commissioner Steele, seconded by Commissioner Daley, moved to adjourn, the motion carried and the meeting was adjourned.

Commissioner Silvestri seconded by Commissioner Peraica, moved that the Report of Zoning & Building be approved and adopted. **The motion carried unanimously.**

FINANCE (PUBLIC HEARING)

REPORT OF THE COMMITTEE ON FINANCE

PUBLIC HEARING

SEPTEMBER 13, 2010

The Honorable,
The Board of Commissioners of Cook County

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ATTENDANCE

Present: Chairman Daley, Vice Chairman Sims, Commissioners Beavers, Butler, Claypool, Collins, Gainer, Gorman, Goslin, Moreno, Murphy, Peraica, Reyes, Schneider, Silvestri, Steele and Suffredin (17)

Absent: President Stroger

Also Present: Patrick T. Driscoll, Jr. – Deputy State’s Attorney, Chief, Civil Actions Bureau; and Marynic Foster, Executive Director, Department of Human Rights, Ethics and Women’s Issues

Court Reporter: Anthony W. Lisanti, C.S.R.

Ladies and Gentlemen:

Your Committee on Finance of the Board of Commissioners of Cook County met pursuant to notice on Monday, September 13, 2010 at the hour of 10:00 A.M. for a public hearing in the Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois.

Chairman Daley announced that if any commissioner has additional floor amendments, they should be submitted to the Secretary to the Board. Chairman Daley stated currently there are sixteen amendments. (Note: An additional amendment was submitted for a total of seventeen.)

Chairman Daley asked the Secretary to the Board to call upon the registered public speakers, in accordance with Cook County Code, Sec. 2-108(dd):

1. Dick Simpson – Head of the Political Science Department, University of Illinois at Chicago. Written statement also distributed.
2. Kim Morton – Volunteer, Cook County Farm Bureau
3. Mary Kay Minaghan – President, MKM Services
4. Emily Miller – Policy and Government Affairs Coordinator, Better Government Association

Your Committee next considered Communication Number 306665, a Proposed Ordinance Amendment to the Lobbyist Registration Ordinance.

306665 AMENDMENT TO THE LOBBYIST REGISTRATION ORDINANCE (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Bridget Gainer, Elizabeth “Liz” Doody Gorman, Gregg Goslin, Edwin Reyes, Timothy O. Schneider and Larry Suffredin, County Commissioners; Co-Sponsored by Earlean Collins, John P. Daley and Peter N. Silvestri, County Commissioners.

PROPOSED ORDINANCE AMENDMENT

LOBBYIST REGISTRATION ORDINANCE AMENDMENT

BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 2 Administration, Sections 2-633, 2-634, 2-637 and 2-640 of the Cook County Code are hereby amended as follows:

Sec. 2-633. Information required of registrants.

(a) Within 30 days of engaging in any activity, which requires such person to register, and subsequently between January 1 and January 20 of each year, every person required to register under Section 2-631 shall file in the office of the Clerk a written statement, subscribed under oath, containing the following information:

- (1) The registrant's name, permanent address and temporary address (if any) while lobbying.
- (2) The registrant's business affiliation and business address, or, if none, the statement that the registrant is a sole proprietor.
- (3) With respect to each person on behalf of which the registrant acts as a lobbyist:
 - a. The name, business address, permanent address and nature of the business of the person;
 - b. Whether the relationship is expected to involve compensation or expenditures or both; and
 - c. A brief description of the County matter in reference to which such service is to be rendered.
- (4) The name, business address, and permanent address of each person employed by the registrant to perform such lobbying services or who appears on behalf of the registrant.
- (5) A picture of the registrant.
- (6) Registrants shall pay an annual, nonrefundable, nontransferable filing fee as set out in Section 32-1, per entity and a separate fee per exclusive lobbyist, payable to the Clerk upon filing.

(b) The separate fee, per exclusive lobbyist, as set forth in Subsection (a)(6) of this section, shall be waived for employees of nonprofit organizations that are exempt from income taxation under Section 501(c)(3) of the Internal Revenue Code of 1986, provided such organizations lobby only with their own employees and the employees who lobby work a minimum of 1,000 hours per year for the organization.

(c) In the event any substantial change or addition occurs with respect to the information required by this division to be contained in the registration statement, including the addition or subtraction of a client, an amendment to the statement shall be filed with the Clerk within 14 days.

(d) All reports filed pursuant to this section and Section 2-634 shall be filed electronically and under oath, according to rules and regulations to be established by the Clerk, as of the date such rules and regulations are promulgated. Reports filed electronically shall be timely if filed by 11:59 p.m. on the established due date. The Clerk shall post the filed reports on the Clerk's website within three business days from the established due date.

(e) In addition to other penalties provided in this division, any person filing a late registration under this section shall be assessed a late filing fee as set out in Section 32-1 per day the registration is

late, payable to the Clerk upon filing. Any person filing a late registration after January 31 shall also be subject to a penalty of \$150.00 per day, to be levied as set forth in Section 2-637.

(f) Within 48 24 hours of being retained, hired or employed by any person to lobby on that person's behalf, a registrant shall amend the report filed pursuant to this section to include the information required under (a)(3) of this section, as to the person newly retaining the registrant. The Clerk shall post the filed amended reports on the Clerk's website within three business days from the established due date.

Sec. 2-634. Reports.

(a) Every person so registering shall, so long as the person's activity continues, file with the Clerk between January 1 and January 20 and between July 1 and July 20 ~~two reports under oath: a lobbying expenditure report and a lobbying activity report~~ a lobbying activity and expenditure report.

(1) The lobbying activity and expenditure report shall state all expenses made by the person to or for the benefit of a County official or County employee, notwithstanding whether lobbying was occurring at the time of the expenditure, during the previous six months. The report shall show in detail the County official or County employee to whom or for whose benefit such expenditures were made. Expenditures made by the registrant shall include expenditures made by the registrant's employer and/or contractor for whom the registrant is performing lobbying services unless the employer or contractor independently registers and reports pursuant to Section 2-631(3). If the registrant lobbies for more than one person, they shall identify which expenditures were made on behalf of each such person. Any expenditure over \$100.00 shall disclose not only the amount of the expenditure and to whom or for whose benefit such expenditure was made, but also disclose the date of the expenditure, the use and purpose for which the expenditure was made, and the County matter in connection with which the expenditure was made. If the registrant made no such expenditures during the reporting periods herein described, the registrant shall file and state herein that the registrant had no such expenditures.

(2) The Lobbying activity report shall include all lobbying contacts made with County officials or County employees. For each such contact, the report shall list the date of the contact, the County official or County employee with whom the lobbying contact was made, the title of the County official or County employee, the entity on whose behalf the lobbying contact was made, the subject matter of the of the lobbying contact, including any County contract, involved in the contact. If the lobbyist has a relationship be birth or marriage with the County official or employee lobbied, such relationship shall be stated. If the registrant made no such lobbying contacts during the reporting periods herein described, the registrant shall file and state herein that the registrant had no such contacts.

(b) Individual expenditures which aggregate \$100.00 or less otherwise required to be reported hereunder under (a)(1) of this Section may be reported in aggregate amounts without detail, provided that any gift solicited by a County official or County employee must be reported in detail as set forth above, additionally listing the recipient of such gift.

(c) Reports required under (a)(1) of this Section shall include for each client the following aggregate expenses attributable to lobbying activities, to be identified as such: advertising and publications; lodging and travel that are not reported by another registrant; educational or advocacy

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expenses; honoraria; meals, beverages, and entertainment expenses; political contributions; and gifts.

(d) With respect to each client of the registrant, the registrant shall report the following in the lobbying activity and expenditure report:

- (1) The name, business and permanent address and nature of business of the client and any other business entities on whose behalf lobbying was performed for the same compensation.
- (2) A statement of the amount of compensation.
- (3) The name and title of each person lobbied and a brief description of the County matter involved.

(e) A registrant who terminates employment or duties which required registration under this division shall give submit to the Clerk, within 30 days after the date of such termination, written notice of such termination and shall include therewith a report of the an online lobbying activity and lobbying expenditures report described herein, covering the period of time since the filing of the registrant's last report to the date of termination of employment, and a report of the lobbying activity described herein, covering the period of time since the filing of the registrant's last report to the date of termination of employment. The Clerk shall post the filed reports on the Clerk's website within three business days from the established due date. Such notices and reports shall be final and relieve such registrant of further reporting under this division unless and until the person later takes employment or assumes duties that require to again register under this division.

(f) Failure without just cause to file any such report within the time designated herein or the knowing reporting of false or incomplete information shall constitute a violation of this division. In addition to other penalties provided in this division, any person filing a late report under this section shall be assessed a late filing fee as set out in Section 32-1 per day the report is late, payable to the Clerk upon filing. Any person filing a late report after January 31 (for reports due by January 20) or after July 31 (for reports due by July 20) shall also be subject to a penalty of \$150.00 per day, to be levied as set forth in Section 2-637. Any registrant who is required to file a report hereunder may effect one 30 day extension of time for filing the report by filing with the Clerk, not less than ten days before the date on which the statement is due, a declaration of intention to defer the filing of the report. The filing of such declaration shall suspend application of the penalty provisions contained herein for the duration of the extension. Failure to file by the extended date shall constitute a violation of this division and shall subject the registrant to the penalty described herein. In addition to the lobbying activity and expenditure report required under (a)(2) of this section, any lobbyist must report all lobbying contacts related to any item for consideration before the Cook County Board of Commissioners, to the Department or elected official sponsoring the related item within 24 hours of each lobbying contact. For each such contact, the report shall list the date of the contact, the County official or County employee with whom the lobbying contact was made, the title of the County official or County employee, the entity on whose behalf the lobbying contact was made, the subject matter of the of the lobbying contact, including any County contract, involved in the contact.

- (1) All known lobbying contacts on any item for consideration before the Cook County Board of Commissioners shall be reported by the Department or elected official sponsoring the item when the item is entered into the Automated Board Agenda for appearance on the agenda with the item. If lobbying contacts are

made following the Automated Board Agenda deadline set by the Clerk of the Board, the Department or elected official shall submit the amended lobbying contact report in writing to the Clerk of the Board for inclusion on the errata prior to the meeting for which the item was submitted.

(g) Failure without just cause to file any such report within the time designated herein or the knowing reporting of false or incomplete information shall constitute a violation of this division. In addition to other penalties provided in this division, any person filing a late report under this section shall be assessed a late filing fee as set out in Section 32-1 per day the report is late, payable to the Clerk upon filing. Any person filing a late report after January 31 (for reports due by January 20) or after July 31 (for reports due by July 20) shall also be subject to a penalty of \$150.00 per day, to be levied as set forth in Section 2-637. Any registrant who is required to file a report hereunder may effect one 30-day extension of time for filing the report by filing with the Clerk, not less than ten days before the date on which the statement is due, a declaration of intention to defer the filing of the report. The filing of such declaration shall suspend application of the penalty provisions contained herein for the duration of the extension. Failure to file by the extended date shall constitute a violation of this division and shall subject the registrant to the penalty described herein.

Sec. 2-637. Enforcement.

(a) Any person found by a court to be guilty of filing a late registration or report after January 31 (in the case of reports due after by January 20) or after July 31 (in the case of reports due by July 20) shall be assessed a fine of \$100.00 \$150.00 per day late.

(b) In addition to the penalties provided for in Subsection (a) of this section, any person convicted of any violation of any provision of this division is prohibited for a period of three years from the date of the conviction from engaging, directly or indirectly, in any lobbying activities.

Sec. 2-640. Duty to report persons who have failed to register.

County officials, heads of any County departments and each County employee designated by a County official or department head as having contract or policy-making authority shall be required to report to the Clerk any person who they believe has undertaken to influence any legislative or administrative action when such official, department head or designated County employee has knowledge that the person who they believe has undertaken to influence legislative or administrative action is not registered as a lobbyist as required by this article. The Clerk shall review their records to verify whether or not the individual in question has registered as a lobbyist, and if not shall, pursuant to Section 2-635 of this Code, report any violations or suspected violations of this division to the State's Attorney of Cook County.

Effective date: This Amended Ordinance shall be in effect immediately upon adoption.

*** Referred to the Committee on Finance on May 18, 2010.**

Commissioner Gainer, seconded by Commissioner Silvestri, moved to defer consideration of the Proposed Ordinance Amendment (Communication Number 306665). On a voice-vote, the motion to defer carried.

Chairman Daley informed the members there are two (2) amendments relating to Communication

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Number 306665, Amendments Number 16 and 17, as follows:

AMENDMENT #16

AMENDMENT TO COMMUNICATION NO. 306665

Sponsor(s): Commissioners John P. Daley and Bridget Gainer

Explanation (purpose) of Amendment:

The amendment requires that the Clerk of the Board compile the lobbying contact information, prepare a report, and distribute to the County Board prior to commencement of a Board meeting. Thereafter, the lobbying contacts information shall be included in the Post Board Action Agenda, and further, shall appear with the respective Agenda item. The lobbying contact report shall be posted on the County Clerk's website at the time of its issuance. The Post Board Action Agenda is currently posted on the Clerk's website.

The Clerk of the Board has imposed deadlines for submission of items (excluding the Cook County Board of Commissioners) generally *three (3) weeks* in advance of a County Board meeting. Therefore, it is likely the lobbying contacts information would be provided subsequent to the issuance of a County Board Agenda.

For example, for the September 15, 2010 Board Meeting, the Clerk of the Board's deadline was Wednesday, August 25, 2010 at Noon; and for the October 5, 2010 Board meeting, the deadline was Tuesday, September 14, 2010.

Moreover, an Errata is no longer issued by the Clerk of the Board in accordance with the directives of the President in Memoranda dated July 14, 2010 and August 27, 2010, respectively. The second page of the July 14, 2010 Memorandum refers to the Errata, as follows: "*Errata: The Clerk of the Board will no longer prepare an errata for each agenda. The Clerk of the Board will only indicate which items have been withdrawn.*"

The change in Section 2-634(g) simply eliminated the underlining, and changed the lettering from (f) to (g), as there were no changes to this particular section.

Amends:

Sections 2-634(f) and (g). Reports

Sec. 634. Reports

(f) In addition to the lobbying activity and expenditure report required under (a)(2) of this section, any lobbyist must report all lobbying contacts related to any item for consideration before the Cook County Board of Commissioners, to the Department or elected official sponsoring the related item within 24 hours of each lobbying contact. For each such contact, the report shall list the date of the contact, the County official or County employee with whom the lobbying contact was made, the title of the County official or County employee, the entity on whose behalf the lobbying contact was made, the subject matter of the lobbying contact, including any County contract, involved in the contact.

All known lobbying contacts on any item for consideration before the Cook County Board of Commissioners shall be reported by the Department or elected official sponsoring the item when the item

is entered into the Automated Board Agenda for appearance on the agenda with the item. If lobbying contacts are made following the Automated Board Agenda deadline set by to the Clerk of the Board. The Clerk of the Board shall compile the information, prepare a report, and distribute said report to the Cook County Board of Commissioners immediately prior to commencement of a Board meeting. The information contained in the report shall be incorporated in the Post Board Action Agenda and shall appear with the respective item on the County Board Agenda. The lobbying contact report shall be posted on the County Clerk's website at the time of its issuance. the Department or elected official shall submit the amended lobbying contact report in writing to the Clerk of the Board for inclusion on the errata prior to the meeting for which the item was submitted.

(f g) Failure without just cause to file any such report within the time designated herein or the knowing reporting of false or incomplete information shall constitute a violation of this division. In addition to other penalties provided in this division, any person filing a late report under this section shall be assessed a late filing fee as set out in Section 32-1 per day the report is late, payable to the Clerk upon filing. Any person filing a late report after January 31 (for reports due by January 20) or after July 31 (for reports due by July 20) shall also be subject to a penalty of \$150.00 per day, to be levied as set forth in Section 2-637. Any registrant who is required to file a report hereunder may effect one 30-day extension of time for filing the report by filing with the Clerk, not less than ten days before the date on which the statement is due, a declaration of intention to defer the filing of the report. The filing of such declaration shall suspend application of the penalty provisions contained herein for the duration of the extension. Failure to file by the extended date shall constitute a violation of this division and shall subject the registrant to the penalty described herein.

Amendment Number 16 was withdrawn by the Sponsors.

AMENDMENT #17

AMENDMENT TO COMMUNICATION NO. 306665

Sponsor(s): Commissioners John P. Daley and Bridget Gainer

Explanation (purpose) of Amendment:

The amendment requires that the Clerk of the Board compile the lobbying contact information, prepare a report, and distribute to the County Board prior to commencement of a Board meeting. Thereafter, the lobbying contacts information shall be included in the Post Board Action Agenda, and further, shall appear with the respective Agenda item. The lobbying contact report shall be posted on the County Clerk's website at the time of its issuance. The Post Board Action Agenda is currently posted on the Clerk's website.

The Clerk of the Board has imposed deadlines for submission of items (excluding the Cook County Board of Commissioners) generally *three (3) weeks* in advance of a County Board meeting. Therefore, it is likely the lobbying contacts information would be provided subsequent to the issuance of a County Board Agenda.

For example, for the September 15, 2010 Board Meeting, the Clerk of the Board's deadline was Wednesday, August 25, 2010 at Noon; and for the October 5, 2010 Board meeting, the deadline was Tuesday, September 14, 2010.

Moreover, an Errata is no longer issued by the Clerk of the Board in accordance with the directives of the President in Memoranda dated July 14, 2010 and August 27, 2010, respectively. The second page of the July 14, 2010 Memorandum refers to the Errata, as follows: *"Errata: The Clerk of the Board will no longer prepare an errata for each agenda. The Clerk of the Board will only indicate which items have been withdrawn."*

The change in Section 2-634(g) simply eliminated the underlining, and changed the lettering from (f) to (g), as there were no changes to this particular section.

Amends:

Sections 2-634(f) and (g). Reports

Sec. 634. Reports

(f) In addition to the lobbying activity and expenditure report required under (a)(2) of this section, any lobbyist must report all lobbying contacts related to any item for consideration before the Cook County Board of Commissioners, to the Department or elected official sponsoring the related item within 24 hours of each lobbying contact. For each such contact, the report shall list the date of the contact, the County official or County employee with whom the lobbying contact was made, the title of the County official or County employee, the entity on whose behalf the lobbying contact was made, the subject matter of the of the lobbying contact, including any County contract, involved in the contact.

All known lobbying contacts on any item for consideration before the Cook County Board of Commissioners shall be reported by the Department or elected official sponsoring the item when the item is entered into the Automated Board Agenda for appearance on the agenda with the item. If lobbying contacts are made following the Automated Board Agenda deadline set by to the Clerk of the Board. The Clerk of the Board shall compile the information, prepare a report, and distribute said report to the Cook County Board of Commissioners immediately prior to commencement of a Board meeting. The information contained in the report shall be incorporated in the Post Board Action Agenda with the respective item. The lobbying contact report shall be posted on the County Clerk's website at the time of its issuance. the Department or elected official shall submit the amended lobbying contact report in writing to the Clerk of the Board for inclusion on the errata prior to the meeting for which the item was submitted.

(f g) Failure without just cause to file any such report within the time designated herein or the knowing reporting of false or incomplete information shall constitute a violation of this division. In addition to other penalties provided in this division, any person filing a late report under this section shall be assessed a late filing fee as set out in Section 32-1 per day the report is late, payable to the Clerk upon filing. Any person filing a late report after January 31 (for reports due by January 20) or after July 31 (for reports due by July 20) shall also be subject to a penalty of \$150.00 per day, to be levied as set forth in Section 2-637. Any registrant who is required to file a report hereunder may effect one 30-day extension of time for filing the report by filing with the Clerk, not less than ten days before the date on which the statement is due, a declaration of intention to defer the filing of the report. The filing of such declaration shall suspend application of the penalty provisions contained herein for the duration of the extension. Failure to file by the extended date shall constitute a violation of this division and shall subject the registrant to the penalty described herein.

By consensus, Amendment Number 17 was deferred.

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Your Committee next considered Communication Number 306666, a Proposed Ordinance Amendment to the Lobbyist Registration Ordinance.

306666 AMENDMENT TO THE LOBBYIST REGISTRATION ORDINANCE (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by William M. Beavers, County Commissioner.

PROPOSED ORDINANCE AMENDMENT

LOBBYIST REGISTRATION ORDINANCE AMENDMENT

BE IT ORDAINED, Pursuant to Cook County's home rule authority under Article VII, Section 6(a) of the 1970 Constitution of the State of Illinois, by the Cook County Board of Commissioners ("County Board") that amends Chapter 2 Administration, Section 2-622 entitled "Definitions" and creates 2-641 entitled "Prohibition from Lobbying Activities" of the Cook County Code are thereafter amended, included and renumbered as follows:

Sec. 2-622. Definitions.

The following words, terms and phrases, when used in this division shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Administrative action means the execution or rejection of any rule, regulation, legislative rule, standard, fee, rate, contractual agreement, purchasing agreement or other delegated legislative or quasi-legislative action to be taken or withheld by any County official or County employee.

Board means the County Board and any and all of its standing or special committees or subcommittees.

Clerk means the duly elected or appointed Clerk of the County.

Commissioner means any of the duly elected or duly appointed County Board members.

Compensation means money, thing of value or other pecuniary benefits received or to be received in return for, or as reimbursement for, or as a result of, services rendered or to be rendered, for lobbying. This includes a contract, promise or agreement, whether or not legally enforceable, to provide or arrange for compensation for services rendered or to be rendered.

County agency means any board, commission, department or authority under the jurisdiction of the President or Board or any other County official.

County employee means an individual employed by the County whether part-time or full-time.

County matter means any executive action, legislative action or administrative action.

County official means the Assessor, members of the Board of (Tax) Appeals, Clerk of the Circuit Court, Clerk, Commissioners, President, Recorder of Deeds, Sheriff, State's Attorney, Regional Superintendent of Schools and Treasurer of the County, and any County agency or member thereof.

Direct Affiliation means relationship with any natural person or spouse, father, mother, son or daughter possessing or owning an interest in a Lobbying Enterprise.

Executive action means the proposal, drafting, development, consideration, amendment, adoption, approval, promulgation, issuance, modification, rejection or postponement by a County official or County employee of a rule, regulation, order, decision, determination, contractual agreement, purchasing agreement or other quasi-legislative or quasi-judicial action or proceeding.

Expenditure means anything having a value of \$10.00 or more including, but not limited to, a payment, distribution, loan, advance, deposit, political contribution, honoraria, travel or entertainment expense, meal or beverage expense, or gift of money. This includes a contract, promise, or agreement, whether or not legally enforceable, to make an expenditure, for services rendered or to be rendered.

File, filed, or filing means:

- (1) Delivery to an office of the Clerk by the close of business of the prescribed filing date; or
- (2) Deposit with the United States Postal Service, postage prepaid, in sufficient time so that the mailed documents arrive at an office of the Clerk by the close of business of the prescribed filing date.

Gift means anything having a value of \$10.00 or more given without consideration or expectation of return.

Legislation means ordinances, resolutions, amendments, nominations, appointments, reports, contracts or proposed contracts, and other matters pending or proposed in the Board or which require Board approval.

Legislative action means the development, drafting, introduction, consideration, modification, adoption, rejection, review, enactment, or passage or defeat of any ordinance, amendment, motion, resolution, report, nomination, administrative rule or other matter by any County official or County employee. The term "legislative action" also means the action of the President in approving or vetoing any ordinance, resolution or motion or portion thereof, and the action of any County official or County employee in the development of a proposal for introduction before the Board.

Lobby or lobbying means to, for compensation, attempt to influence a County official or County employee with respect to any County matter.

Lobbyist means any person who lobbies.

"Lobbying Enterprise" means any entity that hires, retains, employs, or compensates a natural person to lobby local, state or federal governments or agencies.

Person means any individual, entity, corporation, partnership, firm, association, union, trust, estate, as well as any parent or subsidiary of any of the foregoing, and whether or not operated for profit.

Political contribution means any money or thing of value given to a political committee, as defined in 10 ILCS 5/9-1.9 (political committee defined), in the County.

Sec. 2-641. Prohibition from Lobbying Activities.

The President of the Cook County Board, the Assessor, the Clerk of the Circuit Court, the County Clerk, the Board of Review, the Recorder of Deeds, the Sheriff, the State's Attorney, the Public Defender, the Treasurer and any Cook County Commissioner are hereby prohibited, while serving in such elected or appointed position, from lobbying (as defined under Chapter 2, Section 2-622 of Article I of the County Code) or having any Direct Affiliation with any Lobbying Enterprise.

* Referred to the Committee on Finance on May 18, 2010.

Commissioner Beavers, seconded by Commissioner Murphy, moved that the Substitute Ordinance Amendment for Communication Number 306666, reflected as Amendment Number 15, be approved.

Chairman Daley informed the members there are three (3) amendments relating to Communication Number 306666, Amendments Number 1, 2 and 15, as follows:

AMENDMENT #1

AMENDMENT TO COMMUNICATION NO. 306666

Sponsor(s): Commissioner John P. Daley

Explanation (purpose) of Amendment:

Corrects the name of the agency from Board of (Tax) Appeals to Board of Review. The agency has been named the Board of Review since the year 2000.

Also, the Regional Superintendent of Schools was abolished pursuant to H.B. 16, P.A. 96-0893 effective July 1, 2010.

Amends:

Sec. 6-622. Definitions

County official means the Assessor, members of the Board of (Tax) Appeals Review, Clerk of the Circuit Court, Clerk, Commissioners, President, Recorder of Deeds, Sheriff, State's Attorney, **Regional Superintendent of Schools** and Treasurer of the County, and any County agency or member thereof.

Commissioner Beavers, seconded by Commissioner Murphy, moved approval of Amendment Number 1. On a voice-vote, the motion to approve carried.

AMENDMENT #2

AMENDMENT TO COMMUNICATION NO. 306666

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Sponsor(s): Commissioner John P. Daley

Explanation (purpose) of Amendment:

The Proposed Ordinance Amendment was submitted without an Effective Date.

Adds:

Effective date: This Amended Ordinance shall be in effect immediately upon adoption.

Commissioner Beavers, seconded by Commissioner Murphy, moved approval of Amendment Number 2. On a voice-vote, the motion to approve carried.

AMENDMENT #15

SUBSTITUTE FOR COMMUNICATION NO. 306666

Sponsor(s): Commissioners William M. Beavers, Jerry Butler, Forrest Claypool, Earlean Collins, John P. Daley, Bridget Gainer, Elizabeth "Liz" Doody Gorman, Gregg Goslin, Joseph Mario Moreno, Joan P. Murphy, Anthony J. Peraica, Edwin Reyes, Timothy O. Schneider, Peter N. Silvestri, Deborah Sims, Robert B. Steele and Larry Suffredin

PROPOSED SUBSTITUTE ORDINANCE AMENDMENT

LOBBYIST REGISTRATION ORDINANCE AMENDMENT

BE IT ORDAINED, Pursuant to Cook County's home rule authority under Article VII, Section 6(a) of the 1970 Constitution of the State of Illinois, by the Cook County Board of Commissioners ("County Board") that amends Chapter 2 Administration, Section 2-622 entitled "Definitions" and creates 2-641 entitled "Prohibition from Lobbying Activities" of the Cook County Code are thereafter amended, included and renumbered as follows:

Sec. 2-622. Definitions.

The following words, terms and phrases, when used in this division shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Administrative action means the execution or rejection of any rule, regulation, legislative rule, standard, fee, rate, contractual agreement, purchasing agreement or other delegated legislative or quasi-legislative action to be taken or withheld by any County official or County employee.

Board means the County Board and any and all of its standing or special committees or subcommittees.

Clerk means the duly elected or appointed Clerk of the County.

Commissioner means any of the duly elected or duly appointed County Board members.

Compensation means money, thing of value or other pecuniary benefits received or to be received in return for, or as reimbursement for, or as a result of, services rendered or to be rendered, for lobbying. This includes a contract, promise or agreement, whether or not legally enforceable, to provide or arrange for compensation for services rendered or to be rendered.

County agency means any board, commission, department or authority under the jurisdiction of the President or Board or any other County official.

County employee means an individual employed by the County whether part-time or full-time.

County matter means any executive action, legislative action or administrative action.

County official means the Assessor, members of the Board of (Tax) Appeals, Clerk of the Circuit Court, Clerk, Commissioners, President, Recorder of Deeds, Sheriff, State's Attorney, Regional Superintendent of Schools and Treasurer of the County, and any County agency or member thereof.

Direct Affiliation means relationship with any natural person or spouse, father, mother, son or daughter possessing or owning an interest in a Lobbying Enterprise.

Executive action means the proposal, drafting, development, consideration, amendment, adoption, approval, promulgation, issuance, modification, rejection or postponement by a County official or County employee of a rule, regulation, order, decision, determination, contractual agreement, purchasing agreement or other quasi-legislative or quasi-judicial action or proceeding.

Expenditure means anything having a value of \$10.00 or more including, but not limited to, a payment, distribution, loan, advance, deposit, political contribution, honoraria, travel or entertainment expense, meal or beverage expense, or gift of money. This includes a contract, promise, or agreement, whether or not legally enforceable, to make an expenditure, for services rendered or to be rendered.

File, filed, or filing means:

- (1) Delivery to an office of the Clerk by the close of business of the prescribed filing date; or
- (2) Deposit with the United States Postal Service, postage prepaid, in sufficient time so that the mailed documents arrive at an office of the Clerk by the close of business of the prescribed filing date.

Gift means anything having a value of \$10.00 or more given without consideration or expectation of return.

Legislation means ordinances, resolutions, amendments, nominations, appointments, reports, contracts or proposed contracts, and other matters pending or proposed in the Board or which require Board approval.

Legislative action means the development, drafting, introduction, consideration, modification, adoption, rejection, review, enactment, or passage or defeat of any ordinance, amendment, motion, resolution, report, nomination, administrative rule or other matter by any County official or County employee. The term "legislative action" also means the action of the President in approving or vetoing any ordinance, resolution or motion or portion thereof, and the action of any County official or County employee in the development of a proposal for introduction before the Board.

Lobby or *lobbying* means to, for compensation, attempt to influence a County official or County employee with respect to any County matter.

Lobbyist means any person who lobbies.

"Lobbying Enterprise" means any entity that hires, retains, employs, or compensates a natural person to lobby local, state or federal governments or agencies.

Person means any individual, entity, corporation, partnership, firm, association, union, trust, estate, as well as any parent or subsidiary of any of the foregoing, and whether or not operated for profit.

Political contribution means any money or thing of value given to a political committee, as defined in 10 ILCS 5/9-1.9 (political committee defined), in the County.

Sec. 2-641. Prohibition from Lobbying Activities.

The President of the Cook County Board, the Assessor, the Clerk of the Circuit Court, the County Clerk, the Board of Review, the Recorder of Deeds, the Sheriff, the State's Attorney, the Public Defender, the Treasurer and any Cook County Commissioner are hereby prohibited, while serving in such elected or appointed position, from lobbying (as defined under Chapter 2, Section 2-622 of Article I of the County Code)-or having any Direct Affiliation with any Lobbying Enterprise.

Leave was granted to add all members as Sponsors to Amendment Number 15, a Substitute Ordinance for Communication Number 306666.

On the motion to approve Amendment #15, a Substitute Ordinance for Communication Number 306666, Commissioner Peraica called for a Roll Call, the vote of yeas and nays being as follows:

**ROLL CALL ON MOTION TO APPROVE
AMENDMENT NUMBER 15, A SUBSTITUTE ORDINANCE
FOR COMMUNICATION NUMBER 306666**

Yea: Commissioners Beavers, Butler, Claypool, Collins, Gainer, Gorman, Goslin, Moreno, Murphy, Peraica, Reyes, Schneider, Silvestri, Vice Chairman Sims, Steele, Suffredin and Chairman Daley (17)

Nay: None.

The motion to approve Amendment Number 15 carried, and the Substitute Ordinance for Communication Number 306666 was APPROVED.

Commissioner Beavers, seconded by Commissioner Murphy, moved to reconsider the vote by which the Substitute Ordinance (Communication Number 306666) was approved. A Roll Call was taken, the vote of yeas and nays being as follows:

ROLL CALL ON MOTION TO RECONSIDER

Yea: None.

Nays: Commissioners Beavers, Butler, Claypool, Collins, Gainer, Gorman, Goslin, Moreno, Murphy, Peraica, Reyes, Schneider, Silvestri, Vice Chairman Sims, Steele, Suffredin and Chairman Daley (17)

The motion to reconsider failed and the Substitute Ordinance for Communication Number 306666 (Amendment Number 15) was APPROVED.

Your Committee next considered Communication Number 308460, a Proposed Ordinance Amendment to the Lobbyist Registration Ordinance.

308460 AMENDMENT TO THE LOBBYIST REGISTRATION ORDINANCE (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Elizabeth "Liz" Doody Gorman, County Commissioner.

PROPOSED ORDINANCE AMENDMENT

AMENDMENT TO SECTION 2-622 REGARDING DEFINITIONS

BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 2 Administration, Article VII Ethics, Division 3 Lobbyist, Subdivision I In General, Section 2-622 of the Cook County Code is hereby amended as follows:

Sec. 2-622. Definitions.

The following words, terms and phrases, when used in this division shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Administrative action means the execution or rejection of any rule, regulation, legislative rule, standard, fee, rate, contractual agreement, purchasing agreement or other delegated legislative or quasi-legislative action to be taken or withheld by any County official or County employee.

Board means the County Board and any and all of its standing or special committees or subcommittees.

Clerk means the duly elected or appointed Clerk of the County.

Commissioner means any of the duly elected or duly appointed County Board members.

Compensation means money, thing of value or other pecuniary benefits received or to be received in return for, or as reimbursement for, or as a result of, services rendered or to be rendered, for lobbying. This includes a contract, promise or agreement, whether or not legally enforceable, to provide or arrange for compensation for services rendered or to be rendered.

County agency means any board, commission, department or authority under the jurisdiction of the President or Board or any other County official.

County employee means an individual employed by the County whether part-time or full-time.

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County matter means any executive action, legislative action or administrative action.

County official means the Assessor, members of the Board of (Tax) Appeals, Clerk of the Circuit Court, Clerk, Commissioners, President, Recorder of Deeds, Sheriff, State's Attorney, Regional Superintendent of Schools and Treasurer of the County, and any County agency or member thereof.

Executive action means the proposal, drafting, development, consideration, amendment, adoption, approval, promulgation, issuance, modification, rejection or postponement by a County official or County employee of a rule, regulation, order, decision, determination, contractual agreement, purchasing agreement or other quasi-legislative or quasi-judicial action or proceeding.

Expenditure means anything having a value of \$10.00 or more including, but not limited to, a payment, distribution, loan, advance, deposit, political contribution, honoraria, travel or entertainment expense, meal or beverage expense, or gift of money. This includes a contract, promise, or agreement, whether or not legally enforceable, to make an expenditure, for services rendered or to be rendered.

File, filed or filing means:

- (1) Delivery to an office of the Clerk by the close of business of the prescribed filing date; or
- (2) Deposit with the United States Postal Service, postage prepaid, in sufficient time so that the mailed documents arrive at an office of the Clerk by the close of business of the prescribed filing date.

Gift means anything having a value of \$10.00 or more given without consideration or expectation of return.

Legislation means ordinances, resolutions, amendments, nominations, appointments, reports, contracts or proposed contracts, and other matters pending or proposed in the Board or which require Board approval.

Legislative action means the development, drafting, introduction, consideration, modification, adoption, rejection, review, enactment, or passage or defeat of any ordinance, amendment, motion, resolution, report, nomination, administrative rule or other matter by any County official or County employee. The term "legislative action" also means the action of the President in approving or vetoing any ordinance, resolution or motion or portion thereof, and the action of any County official or County employee in the development of a proposal for introduction before the Board.

~~*Lobby or lobbying* means to, for compensation, attempt to influence a County official or County employee with respect to any County matter.~~

Lobbyist means any person who ~~lobbies, on behalf of any person other than himself, or as any part of his duties as an employee of another, undertakes to influence any legislative or administrative action, including but not limited to:~~

- (1) A bond inducement ordinance;
- (2) A zoning matter;

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- (3) A concession agreement;
- (4) The creation of a tax increment financing district;
- (5) The establishment of a Class 6(b) Cook County property tax classification;
- (6) The introduction, passage or other action to be taken on an ordinance, resolution, motion, order, appointment or other matter before the Cook County Board of Commissioners;
- (7) The preparation of contract specifications;
- (8) The solicitation, award or administration of a contract;
- (9) The award or administration of a grant, loan, or other agreement involving the disbursement of public monies; or
- (10) Any other determination made by an elected or appointed county official or employee of the county with respect to the procurement of goods, services or construction.

Provided, however, that a person shall not be deemed to have undertaken to influence any legislative or administrative action solely by submitting an application for a county permit or license or by responding to a county request for proposals or qualifications.

The term "lobbyist" shall include, but not be limited to, any attorney, accountant, or consultant engaged in the above-described activities; provided, however, that an attorney shall not be considered a lobbyist while representing clients in a formal adversarial hearing, unless said attorney is also an elected official of the county; and provided further that the term "lobbyist" shall not include a person who, on an unpaid basis, seeks to influence legislative or administrative action on behalf of an entity that is not engaged in a profit-seeking enterprise; further provided that an employee, officer or director of a not-for-profit entity who seeks to influence legislative or administrative action on behalf of such an entity shall not be considered a lobbyist for purposes of this chapter.

Person means any individual, entity, corporation, partnership, firm, association, union, trust, estate, as well as any parent or subsidiary of any of the foregoing, and whether or not operated for profit.

Political contribution means any money or thing of value given to a political committee, as defined in 10 ILCS 5/9-1.9 (political committee defined), in the County.

*** Referred to the Committee on Finance on September 1, 2010.**

Commissioner Gorman, seconded by Commissioner Schneider, moved that the Ordinance Amendment (Communication Number 308460) be approved.

Chairman Daley informed the members there are two (2) amendments relating to Communication No. 308460, Amendments Number 3 and 4, as follows:

AMENDMENT #3

AMENDMENT TO COMMUNICATION NO. 308460

Sponsor(s): Commissioner John P. Daley

Explanation (purpose) of Amendment:

Corrects the name of the agency from Board of (Tax) Appeals to Board of Review. The agency has been named the Board of Review since the year 2000.

Also, the Regional Superintendent of Schools was abolished pursuant to H.B. 16, P.A. 96-0893 effective July 1, 2010.

Amends:

Sec. 6-622. Definitions

County official means the Assessor, members of the Board of ~~(Tax) Appeals Review~~, Clerk of the Circuit Court, Clerk, Commissioners, President, Recorder of Deeds, Sheriff, State's Attorney, ~~Regional Superintendent of Schools~~ and Treasurer of the County, and any County agency or member thereof.

Commissioner Gorman, seconded by Commissioner Schneider, moved approval of Amendment Number 3. On a voice-vote, the motion to approve carried.

AMENDMENT #4

AMENDMENT TO COMMUNICATION NO. 308460

Sponsor(s): Commissioner John P. Daley

Explanation (purpose) of Amendment:

The Proposed Ordinance Amendment was submitted without an Effective Date.

Adds:

Effective date: This Amended Ordinance shall be in effect immediately upon adoption.

Commissioner Gorman, seconded by Commissioner Schneider, moved approval of Amendment Number 4. On a voice-vote, the motion to approve carried.

Commissioner Gorman, seconded by Commissioner Schneider, moved that the Ordinance Amendment (Communication Number 308460) be approved, as amended. Commissioner Peraica called for a Roll Call, the vote of yeas and nays being as follows:

**ROLL CALL ON MOTION TO APPROVE
THE ORDINANCE AMENDMENT
(COMMUNICATION NO. 308460) AS AMENDED**

Yea: Commissioners Beavers, Claypool, Collins, Gorman, Goslin, Moreno, Murphy, Reyes, Schneider, Silvestri, Vice Chairman Sims, Steele, Suffredin and Chairman Daley (14)

Nay: Commissioners Butler and Peraica (2)

Absent: Commissioner Gainer (1)

The motion carried and the Ordinance Amendment (Communication No. 308460) was APPROVED AS AMENDED.

Your Committee next considered Communication Number 298633, a Proposed Ordinance Amendment to the Code of Ethical Conduct Ordinance.

298633 AMENDMENT TO THE CODE OF ETHICAL CONDUCT ORDINANCE (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Forrest Claypool, Gregg Goslin and Mike Quigley, County Commissioners; Co-Sponsored by Anthony J. Peraica, County Commissioner.

PROPOSED ORDINANCE AMENDMENT

WHEREAS, the County of Cook, Illinois is a home rule unit of local government pursuant to Article VII, Section 6(a) of the 1970 Illinois Constitution, and pursuant to the authority therein granted, may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, on August 3, 1993, pursuant to its home rule powers, the Board of Commissioners of Cook County adopted an Ordinance establishing a Code of Ethical Conduct for Cook County officials and employees which Ordinance was effective September 1, 1993; and

WHEREAS, effective November 19, 2003, the General Assembly of Illinois enacted the State Officials and Employees Ethics Act, 5 ILCS 430 et seq., ("State Ethics Act") which establishes a code of ethical conduct for all state officers, members of the Illinois General Assembly, and state employees; and

WHEREAS, the State Ethics Act also provides that within six months of its enactment, Cook County shall regulate the political activities of certain officials and employees of Cook County, and the solicitation and acceptance of gifts by the offering and making of gifts to officials and employees of Cook County in a manner no less restrictive than the provisions of the State Ethics Act; and

WHEREAS, it is essential to the proper operation of representative government that public officials and employees be independent and impartial; that public office and employment not be used for personal gain, and that the public have full confidence in the integrity and fair and honest administration of government; and

WHEREAS, public officials and employees serve their government in a fiduciary capacity, and must act at all times to avoid conflicts of interest, impropriety, or even the appearance of impropriety; and

WHEREAS, a Code of Ethical Conduct will assist officials and employees of Cook County to conform their conduct to the highest acceptable standards and to properly discharge their fiduciary duties; and

WHEREAS, compliance with a Code of Ethical Conduct will improve standards of public service and strengthen the confidence of the people of Cook County in their government.

NOW THEREFORE, BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 2, Administration, Article VII, Sec 2-585 of the Cook County Code is hereby enacted as follows:

Sec. 2-585. Limitations of contributions to candidates and elected officials.

(a) No person who has done business with the County within the preceding four years or is seeking to do business with the County or is a lobbyist registered with the County shall make contributions in an aggregate amount exceeding \$1,500.00:

- (1) To any candidate for County office or elected County official during a single candidacy; or
- (2) To an elected official of the government of the County during any nonelection year of his or her term.

The combined effect of these provisions is intended to permit total contribution up to but not exceeding \$3,000.00 in a year in which a candidacy occurs. A year for purposes of this section is from January 1 to December 31 of each year.

(b) For purposes of Subsection (a) of this section, an entity and its subsidiaries, parent company or otherwise affiliated companies, and any of their employees, officers, directors and partners who make a political contribution for which they are reimbursed by the entity or its affiliates shall be considered a single person. However, nothing in this provision shall be construed to prohibit such an employee, officer, director or partner from making a political contribution for which he is not reimbursed by a person with whom he or she is affiliated, even if that person has made the maximum contribution allowed under Subsection (a) of this section.

(c) Any contributions made under this section shall be reported as required by the Election Code, 10 ILCS 5/1-1 et seq.

(d) For purposes of Subsection (a) of this section, "done business" or "doing business" means any one or any combination of sales, purchases, leases or contracts to, from or with the County or any County agency in excess of \$10,000.00 in any 12-consecutive months. "Done business" or "doing business" also means representation involving real property assessments, property tax appeals, zoning matters, and property tax incentives, the total fees of which earned or accrued by a person exceed \$10,000.00 in any 12 consecutive months during the previous four years.

(e) To the extent that the Zoning Board, Zoning Administrator, Board of Review and County Assessor may be covered by the provisions herein each shall provide notice of the ethics disclosure requirements as set forth above. The notice should include a statement that any attorney or tax representative who has done business with any of these agencies and earned or accrued greater than \$10,000.00 in any 12 consecutive months during the previous four years as result, must adhere to the campaign contribution limitations set forth by the Cook County Ethics Ordinance.

The Board of Ethics shall adopt such rules and regulations as necessary to implement this section.

(f) For purposes of Subsection (a) of this section, "seeking to do business" means taking action within the past six months to obtain a contract or business with the County when, if such action were successful, it would result in the person doing business with the County as defined in Subsection (d) of this section.

(g) Any firm, or its officers, directors or partners, contracted by the County to provide financial audits of county finances are prohibited from making campaign contributions to any county official or candidate for county office.

(h) Any firm, or its officers, directors or partners, contracted by the County to act as financial counsel, bond counsel, underwriter's counsel, legal counsel, or financial manager for the issuance of any bond is prohibited from making campaign contributions to any county official or candidate for county office.

* Referred to the Finance Committee on February 4, 2009.

Leave was granted to add Commissioner Goslin as a Sponsor.

Commissioner Claypool, seconded by Commissioner Peraica, moved that the Ordinance Amendment (Communication Number 298633) be approved.

Chairman Daley informed the members there are two (2) amendments relating to Communication Number 298633, Amendments Number 5 and 6, as follows:

AMENDMENT #5

AMENDMENT TO COMMUNICATION NO. 298633

Sponsor(s): Commissioners John P. Daley, Timothy O. Schneider and Gregg Goslin

Explanation (purpose) of Amendment:

This amended language imposes an outright ban on campaign contributions of any amount, at any time, from individuals or businesses doing business with Cook County, to any elected official within Cook County government, and any declared candidate for an elected office within Cook County government. It also removes duplicative sections that prohibit campaign contributions from specific businesses performing certain named services for Cook County, as these would be covered if an outright ban is in effect.

Amends:

Section 2-585 (a) (b) (c) (d) (e) (f) (g). Limitations of contributions to candidates and elected officials

Sec. 2-585. Limitations Prohibition of contributions to candidates and elected officials.

(a) No person **or business entity** who has done business with the County within the preceding four years or is seeking to do business with the County or is a lobbyist registered with the County shall make **monetary or in-kind** contributions ~~in an aggregate amount exceeding \$1,500.00, to a Candidate Political Committee established in support of, or substantially controlled by, any elected official in Cook County government, or any declared candidate for an elected office in Cook County government.~~

- ~~(1) To any candidate for County office or elected County official during a single candidacy, or~~
- ~~(2) To an elected official of the government of the County during any nonelection year of his or her term.~~

~~The combined effect of these provisions is intended to permit total contribution up to but not exceeding \$3,000.00 in a year in which a candidacy occurs. A year for purposes of this section is from January 1 to December 31 of each year.~~

(b) For purposes of Subsection (a) of this section, ~~a "person" shall include an individual and any immediate family members including spouse and/or children of any age, and "business entity" shall include its subsidiaries, parent company or otherwise affiliated companies, and any of their executive officers, directors, or individuals with an ownership interest or distributive share in excess of 5.0% of the business entity, an entity and its subsidiaries, parent company or otherwise affiliated companies, and any of their employees, officers, directors and partners who make a political contribution for which they are reimbursed by the entity or its affiliates shall be considered a single person. However, nothing in this provision shall be construed to prohibit such an employee, officer, director or partner from making a political contribution for which he is not reimbursed by a person with whom he or she is affiliated, even if that person has made the maximum contribution allowed under Subsection (a) of this section.~~

~~(c) Any contributions made under this section shall be reported as required by the Election Code, 10 ILCS 5/1-1 et seq.~~

~~(d) For purposes of Subsection (a) of this section, "done business" or "doing business" means any one or any combination of an individual or business entity that has received payment of any sum from Cook County for sales of goods or services to Cook County, purchases, leases or contracts to, from or with the County or any County agency in the previous four year period, or is a party to a contract currently in effect, or has reasonable cause to expect to receive payment from Cook County for sales of goods or services to Cook County, purchases, leases or contracts to, from or with the County or any County agency in the following 12 month period, sales, purchases, leases or contracts to, from or with the County or any County agency in excess of \$10,000.00 in any 12 consecutive months. "Done business" or "doing business" also means representation involving real property assessments, property tax appeals, zoning matters, and property tax incentives the total fees of which earned or accrued by a person exceed \$10,000.00 in any 12 consecutive months during the previous four years.~~

~~(e) To the extent that the Zoning Board, Zoning Administrator, Board of Review and County Assessor may be covered by the provisions herein each shall provide notice of the ethics disclosure requirements as set forth above. The notice should include a statement that any attorney or tax representative who has done business with any of these agencies and earned or accrued greater than \$10,000.00 in any 12 consecutive months during the previous four years as result, must adhere to the campaign contribution limitations prohibition set forth by the Cook County Ethics Ordinance. The Zoning Board, Zoning Administrator, Board of Review and County Assessor shall provide a list to the Board of Ethics, updated quarterly, of attorneys, law firms, and tax representatives filing appeals at their office.~~

The Board of Ethics shall adopt such rules and regulations as necessary to implement this section.

~~(f) For purposes of Subsection (a) of this section, "seeking to do business" means taking~~

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action within the past ~~six twelve~~ months to obtain a contract or business with the County when, if such action were successful, it would result in the person doing business with the County as defined in Subsection ~~(d) (c)~~ of this section.

~~(g) Any firm, or its officers, directors or partners, contracted by the County to provide financial audits of county finances are prohibited from making campaign contributions to any county official or candidate for county office.~~

~~(h) Any firm, or its officers, directors or partners, contracted by the County to act as financial counsel, bond counsel, underwriter's counsel, legal counsel, or financial manager for the issuance of any bond is prohibited from making campaign contributions to any county official or candidate for county office.~~

Leave was granted to add Commissioner Goslin as a Sponsor.

Commissioner Peraica, seconded by Commissioner Goslin, moved approval of Amendment Number 5. Commissioner Beavers called for a Roll Call, the vote of yeas and nays being as follows:

**ROLL CALL ON MOTION TO APPROVE
AMENDMENT NUMBER 5**

Yea: Commissioners Claypool, Goslin, Peraica, Schneider, Silvestri and Chairman Daley (6)

Nay: Commissioners Beavers, Butler, Collins, Moreno, Murphy, Reyes, Vice Chairman Sims, Steele and Suffredin (9)

Absent: Commissioners Gainer and Gorman (2)

The motion to approve Amendment Number 5 FAILED.

Commissioner Murphy, seconded by Commissioner Moreno, moved to reconsider the question to not approve Amendment Number 5. A Roll Call was taken, the vote of yeas and nays being as follows:

ROLL CALL ON MOTION TO RECONSIDER

Yea: Commissioners Beavers, Butler, Collins, Moreno, Murphy, Reyes, Vice Chairman Sims, Steele and Suffredin (9)

Nay: Commissioners Claypool, Goslin, Peraica, Schneider, Silvestri and Chairman Daley (6)

Absent: Commissioners Gainer and Gorman (2)

The motion to reconsider carried and Amendment Number 5 was NOT APPROVED.

Commissioner Suffredin, seconded by Commissioner Goslin, moved to defer consideration of Communication Numbers 298633, 306655, 306663, 308454, 308458, 307205, 308457, 308459, and Amendments Number 6 through and including 14 to the October 19, 2010 Finance Committee meeting.

Commissioner Beavers, seconded by Commissioner Peraica, moved to lay the motion to defer on

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the table. Commissioner Beavers called for a Roll Call, the vote of yeas and nays being as follows:

**ROLL CALL ON MOTION TO LAY
THE MOTION TO DEFER ON THE TABLE**

Yea: Commissioners Beavers, Butler, Collins, Moreno, Murphy, Peraica, Reyes, Schneider, Vice Chairman Sims and Commissioner Steele (10)

Nay: Commissioners Goslin, Silvestri, Suffredin and Chairman Daley (4)

Absent: Commissioners Claypool, Gainer and Gorman (3)

The motion to lay the motion to defer on the table CARRIED.

AMENDMENT #6

AMENDMENT TO COMMUNICATION NO. 298633

Sponsor(s): Commissioners John P. Daley and Gregg Goslin

Explanation (purpose) of Amendment:

The Proposed Ordinance Amendment was submitted without an Effective Date.

Adds:

Effective date: This Amended Ordinance shall be in effect immediately upon adoption.

Leave was granted to add Commissioner Goslin as a Sponsor.

Commissioner Peraica, seconded by Commissioner Silvestri, moved to defer consideration of Amendment Number 6 to the October 19, 2010 Finance Committee meeting.

Commissioner Beavers, seconded by Commissioner Murphy, moved to lay the motion to defer on the table. On a voice-vote, the motion to lay the motion to defer on the table carried.

Commissioner Claypool, seconded by Commissioner Peraica, moved approval of Amendment Number 6. Commissioner Peraica called for a Roll Call, the vote of yeas and nays being as follows:

**ROLL CALL ON MOTION TO APPROVE
AMENDMENT NUMBER 6**

Yea: Commissioners Claypool, Collins, Gainer, Gorman, Goslin, Peraica, Reyes, Schneider, Silvestri, Suffredin and Chairman Daley (11)

Nay: Commissioners Beavers, Butler, Moreno, Murphy, Vice Chairman Sims and Steele (6)

The motion carried and Amendment Number 6 was APPROVED.

Commissioner Claypool, seconded by Commissioner Peraica, moved that the Ordinance

Amendment (Communication Number 298633) be approved, as amended. Commissioner Peraica called for a Roll Call, the vote of yeas and nays being as follows:

**ROLL CALL ON MOTION TO APPROVE
THE ORDINANCE AMENDMENT
(COMMUNICATION NUMBER 298633) AS AMENDED**

Yea: Commissioners Claypool, Collins, Gainer, Gorman, Goslin, Moreno, Murphy, Peraica, Reyes, Schneider, Silvestri, Steele, Suffredin and Chairman Daley (14)

Nay: Commissioners Beavers, Butler and Vice Chairman Sims (3)

The motion carried and the Ordinance Amendment (Communication Number 298633) was APPROVED AS AMENDED.

Your Committee next considered Communication Number 306655, a Proposed Ordinance Amendment to the Code of Ethical Conduct Ordinance.

306655 AMENDMENT TO THE CODE OF ETHICAL CONDUCT ORDINANCE (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Anthony J. Peraica, County Commissioner.

PROPOSED ORDINANCE AMENDMENT

BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 2 Administration, Section 2-570, Section 2-573, Section 2-580, Section 2-581 and Section 2-585, of the Cook County Code are hereby amended as follows:

Subdivision II. Code of Ethical Conduct.

Sec. 2-570. Current and former elected officials; employment restrictions.

(a) Employment restrictions for current County elected officials.

- (1) No elected official shall accept other employment which will impair his or her independence of judgment in the exercise of official duties.**
- (2) No elected official shall accept other employment which will impair his or her ability to perform County duties and responsibilities.**
- (3) Beginning January 1, 2011, no elected official shall be registered as a lobbyist, be employed as lobbyist, or represent any individual or entity, other than Cook County, for the purpose of lobbying any local, state or federal official.**

(b) Employment restrictions for former County elected officials.

- (1) No former elected official, nor any business or firm in which they have a financial interest, shall assist or represent any person other than the County in any judicial or administrative proceeding involving the County if the elected**

official was counsel of record or participated personally and substantially in the proceeding during his or her term of office. No former elected officials, or any business or firm in which they have a financial interest shall receive any compensation or reimbursement, for a period of two years after the termination of his or her term of office, for assisting or representing the County in any judicial or administrative proceeding.

- (2) No former elected official, nor any business or firm in which they have a financial interest, shall assist or represent any person in any business transaction involving the County, if the elected official participated personally and substantially in that transaction during his or her term of office.
- (3) No former elected official may, for a period of two years after the termination of his or her term of office, knowingly accept employment or receive compensation or fees for services from an employer if the elected official, during the year immediately preceding the termination of his or her term of office, on behalf of the County, participated personally and substantially in the decision to award County contracts with a cumulative value of over \$25,000.00 to the person or entity, or its parent or subsidiary.
- (4) The requirements of this section may be waived by the Board of Ethics if the Board of Ethics finds in writing that the County's negotiations and decisions regarding the procurement of the contract or contracts were not materially affected by any potential for employment of that elected official by the employer.
- (5) This section applies only to persons who terminate an affected position on or after the effective date of this section.

Sec. 2-573. Dual employment.

- (a) No official or employee shall accept other employment which will impair his or her independence of judgment in the exercise of official duties.
- (b) No official or employee shall accept other employment which will impair his or her ability to perform County duties and responsibilities.
- (c) Beginning January 1, 2011, no official or employee shall be registered as a lobbyist, be employed as lobbyist, or represent any individual or entity, other than Cook County, for the purpose of lobbying any local, state or federal official.

Sec. 2-580. Post employment restrictions.

- (a) No former official or employee, nor any business or firm in which they have a financial interest, shall assist or represent any person other than the County in any judicial or administrative proceeding involving the County if the official or employee was counsel of record or participated personally and substantially in the proceeding during his or her term of office or employment.
- (b) No former official or employee, nor any business or firm in which they have a financial interest, shall assist or represent any person in any business transaction involving the County, if the official or employee participated personally and substantially in that transaction during his or her term of office or employment.

(c) No former official or employee may, for a period of one two years after the termination of his or her term of office or employment, knowingly accept employment or receive compensation or fees for services from an employer if the employee or official, during the year immediately preceding termination of County employment and on behalf of the County, participated personally and substantially in the decision to award County contracts with a cumulative value of over \$25,000.00 to the person or entity, or its parent or subsidiary.

(d) The requirements of this section may be waived by the Board of Ethics if the Board of Ethics finds in writing that the County's negotiations and decisions regarding the procurement of the contract or contracts were not materially affected by any potential for employment of that official or employee by the employer.

(e) This section applies only to persons who terminate an affected position on or after the effective date of this article.

Sec. 2-581. Interest in County business.

(a) No current elected official or employee shall have a financial interest in his or her own name or in the name of any other person in any contract, work or business of the County or in the sale of any article, whenever the expense, price or consideration of the contract, work, business or sale is paid with funds belonging to or administered by the County. No former elected official shall have a financial interest in his or her own name or in the name of any other person in any contract, work or business of the County or in the sale of any article, whenever the expense, price or consideration of the contract, work, business or sale is paid with funds belonging to or administered by the County for a period of two years after the termination of his or her term of office. Compensation for property taken pursuant to the County's eminent domain power shall ~~not~~ constitute a financial interest within the meaning of this section. ~~Unless sold pursuant to a process of competitive bidding following public notice, no elected official or employee shall have a financial interest in the purchase of any property that:~~

- (1) Belongs to the County;
- (2) Is sold for taxes or assessments; or
- (3) Is sold by virtue of legal process at the suit of the County.

(b) No appointed official shall engage in a transaction described in Subsection (a) of this section unless the matter is wholly unrelated to the appointed official's County duties and responsibilities.

(c) For purposes of this section, the term "financial interest" shall ~~not~~ include the interest of the spouse of an official or employee which interest is related to the independent occupation, profession or employment of the spouse.

Sec. 2-585. Limitations of contributions to candidates and elected officials.

(a) No person who has done business with the County within the preceding four years or is seeking to do business with the County or is a lobbyist registered with the County shall make contributions in an aggregate amount exceeding \$750.00:

- (1) To any candidate for County office or elected County official during a single candidacy; or

- (2) To an elected official of the government of the County during any nonelection year of his or her term.
- (3) To any local, state, or federal campaign committee that is controlled by, or established in support of, a candidate for County office or an elected County official.

The combined effect of these provisions is intended to permit total contribution up to, but not exceeding, \$1,500.00 in a year in which a candidacy occurs. A year, for purposes of this section, is from January 1 to December 31 of each year.

(b) For purposes of Subsection (a) of this section, an entity and its subsidiaries, parent company or otherwise affiliated companies, and any of their employees, officers, directors and partners who make a political contribution ~~for which they are reimbursed by the entity or its affiliates~~ shall be considered a single person. ~~However, nothing in this provision shall be construed to prohibit such an employee, officer, director or partner from making a political contribution for which he is not reimbursed by a person with whom he or she is affiliated, even if that person has made the maximum contribution allowed under Subsection (a) of this section.~~

(c) Any contributions made under this section shall be reported as required by the Election Code, 10 ILCS 5/1-1 et seq.

(d) For purposes of Subsection (a) of this section, "done business" or "doing business" means any one or any combination of sales, purchases, leases or contracts to, from or with the County or any County agency, including professional and managerial services, in excess of ~~\$10,000.00~~ \$5,000.00 in any 12-consecutive months. "Done business" or "doing business" also means representation involving real property assessments, property tax appeals, zoning matters, and property tax incentives, the total fees of which earned or accrued by a person exceed ~~\$10,000.00~~ \$5,000.00 in any 12 consecutive months during the previous four years.

(e) To the extent that the Zoning Board, Zoning Administrator, Board of Review and County Assessor may be covered by the provisions herein each shall provide notice of the ethics disclosure requirements as set forth above. The notice should include a statement that any attorney or tax representative who has done business with any of these agencies and earned or accrued greater than ~~\$10,000.00~~ \$5,000.00 in any 12 consecutive months during the previous four years as result, must adhere to the campaign contribution limitations set forth by the Cook County Ethics Ordinance.

The Board of Ethics shall adopt such rules and regulations as necessary to implement this section.

(f) For purposes of Subsection (a) of this section, "seeking to do business" means taking action within the past ~~six~~ 12 months to obtain a contract or business with the County when, if such action were successful, it would result in the person doing business with the County as defined in Subsection (d) of this section.

(g) For the purposes of Subsection (a), contributions to a candidate for County office or elected County official includes contributions to any non-County political funds under that individual's name, therefore any contributions to a candidate's or elected County official's County political fund or non-County political fund shall be combined and counted as an aggregate amount towards a single maximum.

Effective Date: This Ordinance Amendment shall take effect immediately upon adoption.

*** Referred to the Committee on Finance on May 18, 2010.**

Commissioner Peraica, seconded by Commissioner Silvestri, moved approval of the Proposed Ordinance Amendment (Communication Number 306655).

Chairman Daley informed the members there is one (1) amendment relating to Communication Number 306655, Amendment Number 7, as follows:

AMENDMENT #7

AMENDMENT TO COMMUNICATION NO. 306655

Sponsor(s): **Commissioner Tony Peraica**

Explanation (purpose) of Amendment:

Modifies restriction on lobbying by public officials/employees.

Amends:

Section 2-573 (c). Dual employment.

(c) Beginning January 1, 2011, no official or employee shall be registered as a lobbyist, be employed as lobbyist, or represent any individual or entity, other than Cook County, for the purpose of lobbying any local, state or federal official. However, officials and employees may lobby local, state, and federal officials on behalf of a bona fide nonprofit organization which is engaged in charitable, educational, civic, youth or faith based activities as long as the lobbying activities are uncompensated.

Commissioner Peraica moved approval of Amendment Number 7. The motion died due to a lack of a second.

Commissioner Suffredin stated a third party provided him with a copy of an opinion letter from the Office of the State's Attorney addressed to Tim Casey, Director of Legislative Reference Services, who requested the opinion based on a request from Commissioner Peraica. Commissioner Suffredin asked Patrick T. Driscoll, Jr., Deputy State's Attorney, Chief, Civil Actions Bureau, if such an opinion letter exists, and if Commissioner Peraica was in receipt of the opinion letter.

Mr. Driscoll responded that an opinion letter was issued in May 2010 and was provided to Mr. Casey and Commissioner Peraica. Mr. Driscoll continued by stating the "attorney-client privilege" precludes him from providing copies of such types of documents to anyone other than the commissioner who originally requested the opinion.

Commissioner Peraica stated he had provided a copy of the opinion letter to a third party, and he simply forgot he had received it, as the matter was referred to the Finance Committee four months ago. Commissioner Peraica stated he would provide a copy of the opinion letter to each member.

Commissioner Peraica, seconded by Commissioner Silvestri, moved to defer consideration of the Proposed Ordinance Amendment (Communication Number 306655) to the October 19, 2010 Finance Committee meeting. On a voice-vote, the motion to defer carried.

Your Committee next considered Communication Number 306663, a Proposed Ordinance Amendment to the Code of Ethical Conduct Ordinance.

306663 AMENDMENT TO THE CODE OF ETHICAL CONDUCT ORDINANCE, CHAPTER 2 ADMINISTRATION, SECTION 2-570 (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Larry Suffredin, County Commissioner.

PROPOSED ORDINANCE AMENDMENT

BE IT ORDAINED, by the Cook County Board of Commissioners, that Chapter 2 Administration, Section 2-570 is hereby enacted as follows:

Subdivision II. Code of Ethical Conduct

Sec. 2-570. Current and Former elected officials; employment restrictions

- (a) Employment restrictions for current County elected officials.
 - (1) No elected official shall accept other employment which will impair his or her independence of judgment in the exercise of official duties.
 - (2) No elected official shall accept other employment which will impair his or her ability to perform County duties and responsibilities.

*** Referred to the Committee on Finance on May 18, 2010.**

Commissioner Suffredin, seconded by Commissioner Silvestri, moved to defer consideration of the Proposed Ordinance Amendment (Communication Number 306663). On a voice-vote, the motion to defer carried.

Chairman Daley informed the members there is one (1) amendment relating to Communication Number 306663, Amendment Number 8, as follows:

AMENDMENT #8

AMENDMENT TO COMMUNICATION NO. 306663

Sponsor(s): Commissioner John P. Daley

Explanation (purpose) of Amendment:

The Proposed Ordinance Amendment was submitted without an Effective Date.

Adds:

Effective date: This Amended Ordinance shall be in effect immediately upon adoption.

By consensus, Amendment Number 8 was deferred.

Your Committee next considered Communication Number 308454, a Proposed Ordinance Amendment to the Code of Ethical Conduct Ordinance.

308454 AMENDMENT TO THE CODE OF ETHICAL CONDUCT ORDINANCE (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Elizabeth "Liz" Doody Gorman, County Commissioner.

PROPOSED ORDINANCE AMENDMENT

AMENDMENT TO SECTION 2-585 REGARDING LIMITATIONS OF CONTRIBUTIONS TO CANDIDATES AND ELECTED OFFICIALS

BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 2 Administration, Sec. 2-585 of the Cook County Code is hereby amended as follows:

Sec. 2-585. Limitations of contributions to candidates and elected officials.

(a) ~~No~~ Any person who has done business with the County within the preceding four years or is seeking to do business with the County or is a lobbyist registered with the County shall not make campaign contributions in an aggregate amount exceeding \$750.00 the following amounts:

- (1) ~~To any candidate for County office or elected County official, to any local, state or federal campaign committee that is controlled by, or established in support of, a candidate for County office or elected County official during a single candidacy the period January 1 through June 30 of any year in which the candidate is seeking nomination or election to a county office; or~~
- (2) ~~To an elected official of the government of the County during any nonelection year of his or her term. a combined total of \$750 to any candidate for County office or elected County official, to any local, state or federal campaign committee that is controlled by, or established in support of, a candidate for County office or elected County official during the period July 1 through December 31 of any year in which the candidate is seeking nomination or election to a county office; or~~
- (3) ~~To any local, state, or federal campaign committee that is controlled by, or established in support of, a candidate for County office or an elected County official a combined total of \$750 to an elected official of the government of Cook County, to any local, state or federal campaign committee that is controlled by, or established in support of, an elected County official during any nonelection year of his or her term.~~

The combined effect of these provisions is intended to permit total contribution up to, but not exceeding, \$1,500.00 in a year in which a candidacy occurs. A year, for purposes of this section, is from January 1 to December 31 of each year.

- (b) For purposes of Subsection (a) of this section, an entity and its subsidiaries, parent

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company or otherwise affiliated companies, and any of their employees, officers, directors and partners who make a political contribution for which they are reimbursed by the entity or its affiliates shall be considered a single person. However, nothing in this provision shall be construed to prohibit such an employee, officer, director or partner from making a political contribution for which he is not reimbursed by a person with whom he or she is affiliated, even if that person has made the maximum contribution allowed under Subsection (a) of this section.

(c) Any contributions made under this section shall be reported as required by the Election Code, 10 ILCS 5/1-1 et seq.

(d) For purposes of Subsection (a) of this section, "done business" or "doing business" means any one or any combination of sales, purchases, leases or contracts to, from or with the County or any County agency in excess of \$10,000.00 in any 12-consecutive months. "Done business" or "doing business" also means representation involving real property assessments, property tax appeals, zoning matters, and property tax incentives, the total fees of which earned or accrued by a person exceed \$10,000.00 in any 12 consecutive months during the previous four years.

(e) To the extent that the Zoning Board, Zoning Administrator, Board of Review and County Assessor may be covered by the provisions herein each shall provide notice of the ethics disclosure requirements as set forth above. The notice should include a statement that any attorney or tax representative who has done business with any of these agencies and earned or accrued greater than \$10,000.00 in any 12 consecutive months during the previous four years as result, must adhere to the campaign contribution limitations set forth by the Cook County Ethics Ordinance.

The Board of Ethics shall adopt such rules and regulations as necessary to implement this section.

(f) For purposes of Subsection (a) of this section, "seeking to do business" means taking action within the past six months to obtain a contract or business with the County when, if such action were successful, it would result in the person doing business with the County as defined in Subsection (d) of this section.

Effective date: This ordinance shall be in effect immediately upon adoption.

*** Referred to the Committee on Finance on September 1, 2010.**

Commissioner Gorman moved approval of the Proposed Ordinance Amendment (Communication Number 308454). The motion died due to a lack of a second.

Chairman Daley informed the members there are two (2) amendments relating to Communication Number 308454, Amendments Number 9 and 10, as follows:

AMENDMENT #9

AMENDMENT TO COMMUNICATION NO. 308454

Sponsor(s): **Commissioners John P. Daley and Timothy O. Schneider**

Explanation (purpose) of Amendment:

This amended language imposes an outright ban on campaign contributions of any amount, at any time, from individuals or businesses doing business with Cook County, to any elected official within Cook County government, and any declared candidate for an elected office within Cook County government.

Amends:

Section 2-585 (a) (b) (c) (d) (e) (f).

Limitations of contributions to candidates and elected officials

Sec. 2-585. **Limitations** Prohibition of contributions to candidates and elected officials.

(a) ~~No Any person or business entity who has done business with the County within the preceding four years or is seeking to do business with the County or is a lobbyist registered with the County shall not make is prohibited at all times from making campaign contributions, whether monetary or in-kind in an aggregate amount exceeding \$750.00 the following amounts to a Candidate Political Committee established in support of, or substantially controlled by, any elected official in Cook County government, or any declared candidate for an elected office in Cook County government.~~

- ~~(1) To any candidate for County office or elected County official, to any local, state or federal campaign committee that is controlled by, or established in support of, a candidate for County office or elected County official during a single candidacy the period January 1 through June 30 of any year in which the candidate is seeking nomination or election to a county office; or~~
- ~~(2) To an elected official of the government of the County during any nonelection year of his or her term, a combined total of \$750 to any candidate for County office or elected County official, to any local, state or federal campaign committee that is controlled by, or established in support of, a candidate for County office or elected County official during the period July 1 through December 31 of any year in which the candidate is seeking nomination or election to a county office; or~~
- ~~(3) To any local, state, or federal campaign committee that is controlled by, or established in support of, a candidate for County office or an elected County official a combined total of \$750 to an elected official of the government of Cook County, to any local, state or federal campaign committee that is controlled by, or established in support of, an elected County official during any nonelection year of his or her term.~~

~~The combined effect of these provisions is intended to permit total contribution up to, but not exceeding, \$1,500.00 in a year in which a candidacy occurs. A year, for purposes of this section, is from January 1 to December 31 of each year.~~

(b) For purposes of Subsection (a) of this section, ~~a “person” shall include an individual and any immediate family members including spouse and/or children of any age, and “business entity” shall include its subsidiaries, parent company or otherwise affiliated companies, and any of their executive officers, directors, or individuals with an ownership interest or distributive share in excess of 5.0% of the business entity an entity and its subsidiaries, parent company or otherwise affiliated companies, and any of their employees, officers, directors and partners who make a political contribution for which they are reimbursed by the entity or its affiliates shall be~~

~~considered a single person. However, nothing in this provision shall be construed to prohibit such an employee, officer, director or partner from making a political contribution for which he is not reimbursed by a person with whom he or she is affiliated, even if that person has made the maximum contribution allowed under Subsection (a) of this section.~~

~~(e) Any contributions made under this section shall be reported as required by the Election Code, 10 ILCS 5/1-1 et seq.~~

~~(d) For purposes of Subsection (a) of this section, "done business" or "doing business" means any one or any combination of an individual or business entity that has received payment of any sum from Cook County for sales of goods or services to Cook County, purchases, leases or contracts to, from or with the County or any County agency in the previous four year period, or is a party to a contract currently in effect, or has reasonable cause to expect to receive payment from Cook County for sales of goods or services to Cook County, purchases, leases or contracts to, from or with the County or any County agency in the following 12 month period sales, purchases, leases or contracts to, from or with the County or any County agency in excess of \$10,000.00 in any 12 consecutive months. "Done business" or "doing business" also means representation involving real property assessments, property tax appeals, zoning matters, and property tax incentives the total fees of which earned or accrued by a person exceed \$10,000.00 in any 12 consecutive months during the previous four years.~~

~~(e) To the extent that the Zoning Board, Zoning Administrator, Board of Review and County Assessor may be covered by the provisions herein each shall provide notice of the ethics disclosure requirements as set forth above. The notice should include a statement that any attorney or tax representative who has done business with any of these agencies and earned or accrued greater than \$10,000.00 in any 12 consecutive months during the previous four years as result, must adhere to the campaign contribution limitations prohibition set forth by the Cook County Ethics Ordinance. The Zoning Board, Zoning Administrator, Board of Review and County Assessor shall provide a list to the Board of Ethics, updated quarterly, of attorneys, law firms, and tax representatives filing appeals at their office.~~

The Board of Ethics shall adopt such rules and regulations as necessary to implement this section.

~~(f) For purposes of Subsection (a) of this section, "seeking to do business" means taking action within the past six twelve months to obtain a contract or business with the County when, if such action were successful, it would result in the person doing business with the County as defined in Subsection (d) (c) of this section.~~

Due to Communication Number 308454 no longer pending before the committee, Amendment Number 9 was withdrawn.

AMENDMENT #10

AMENDMENT TO COMMUNICATION NO. 308454

Sponsor(s): Commissioner Elizabeth "Liz" Doody Gorman

Explanation (purpose) of Amendment:

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The phrase "a combined total of \$750.00" was previously omitted from Sec. 2-585 (a)(1). This amendment adds that wording to the paragraph.

Amends:

Amends Section 2-585 (a) (1) (2) and (3).

Limitations of contributions to candidates and elected officials.

- (1) ~~To any candidate for County office or elected County official, a combined total of \$750.00 to any local, state or federal campaign committee that is controlled by, or established in support of, a candidate for County office or elected County official during a single candidacy the period January 1 through June 30 of any year in which the candidate is seeking nomination or election to a county office; or~~
- (2) ~~To an elected official of the government of the County during any nonelection year of his or her term. a combined total of \$750.00 to any candidate for County office or elected County official, to any local, state or federal campaign committee that is controlled by, or established in support of, a candidate for County office or elected County official during the period July 1 through December 31 of any year in which the candidate is seeking nomination or election to a county office; or~~
- (3) ~~To any local, state, or federal campaign committee that is controlled by, or established in support of, a candidate for County office or an elected County official a combined total of \$750.00 to an elected official of the government of Cook County, to any local, state or federal campaign committee that is controlled by, or established in support of, an elected County official during any nonelection year of his or her term.~~

Due to Communication Number 308454 no longer pending before the committee, Amendment Number 10 was withdrawn.

Your Committee next considered Communication Number 308458, a Proposed Ordinance Amendment to the Code of Ethical Conduct Ordinance.

308458 AMENDMENT TO THE CODE OF ETHICAL CONDUCT ORDINANCE (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Forrest Claypool, Bridget Gainer, Gregg Goslin, Timothy O. Schneider, Peter N. Silvestri, Larry Suffredin, John P. Daley and Elizabeth "Liz" Doody Gorman, County Commissioners; Co-Sponsored by Earlean Collins, Joan P. Murphy and Anthony J. Peraica, County Commissioners.

PROPOSED ORDINANCE AMENDMENT

BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 2 Administration, Article VII Ethics, Section 2-585 of the Cook County Code of Ordinances is hereby amended as follows:

Sec. 2-585 Limitations of contributions to candidates and elected officials.

- (a) No person who has done business with the County within the preceding four years or is seeking to do business with the County or is a lobbyist registered with the County shall make contributions in an aggregate amount exceeding \$750.00:

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- (1) To any candidate for County office or elected County official during a single candidacy; or
- (2) To an elected official of the government of the County during any nonelection year of his or her term.
- (3) To any local, state, or federal campaign committee that is controlled by, or established in support of, a candidate for County office or an elected County official.

The combined effect of these provisions is intended to permit total contribution up to, but not exceeding, \$1,500.00 in a year in which a candidacy occurs. A year, for purposes of this section, is from January 1 to December 31 of each year.

(b) For purposes of Subsection (a) of this section, an entity and its subsidiaries, parent company or otherwise affiliated companies, and any of their employees, officers, directors and partners who make a political contribution for which they are reimbursed by the entity or its affiliates shall be considered a single person. However, nothing in this provision shall be construed to prohibit such an employee, officer, director or partner from making a political contribution for which he is not reimbursed by a person with whom he or she is affiliated, even if that person has made the maximum contribution allowed under Subsection (a) of this section.

(c) Any contributions made under this section shall be reported as required by the Election Code, 10 ILCS 5/1-1 et seq.

(d) For purposes of Subsection (a) of this section, "done business" or "doing business" means any one or any combination of sales, purchases, leases or contracts to, from or with the County or any County agency in excess of \$10,000.00 in any 12-consecutive months. "Done business" or "doing business" also means representation involving real property assessments, property tax appeals, zoning matters, and property tax incentives, ~~the total fees of which earned or accrued by a person exceed~~ \$10,000.00 in any 12 consecutive months during the previous four years.

(e) To the extent that the Zoning Board, Zoning Administrator, Board of Review and County Assessor may be covered by the provisions herein each shall provide notice of the ethics disclosure requirements as set forth above. The notice should include a statement that any attorney or tax representative who has done business with any of these agencies ~~and earned or accrued greater than~~ \$10,000.00 in any 12 consecutive months during the previous four years as result, must adhere to the campaign contribution limitations set forth by the Cook County Ethics Ordinance. The Zoning Board, Zoning Administrator, Board of Review and County Assessor shall provide a list to the Board of Ethics, updated quarterly, of attorneys, law firms, and tax representatives filing appeals at their office.

The Board of Ethics shall adopt such rules and regulations as necessary to implement this section.

(f) For purposes of Subsection (a) of this section, "seeking to do business" means taking action within the past six months to obtain a contract or business with the County when, if such action were successful, it would result in the person doing business with the County as defined in Subsection (d) of this section.

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(g) Any candidate for County Assessor or Board of Review shall return contributions found in excess of the limitations set forth in this section within 30 days of notification from the Board of Ethics. Failure to return contributions within 30 days shall be a violation of this section and subject to fines under section 2-602(d).

Effective date: This Ordinance Amendment shall take effect immediately upon adoption.

* Referred to the Committee on Finance on September 1, 2010.

Leave was granted to add Commissioners Daley and Gorman as Sponsors, and Commissioners Collins, Murphy and Peraica as Co-Sponsors.

Commissioner Claypool, seconded by Commissioner Suffredin, moved that the Ordinance Amendment (Communication Number 308458) be approved as amended.

Chairman Daley informed the members there are two (2) amendments relating to Communication Number 308458, Amendments Number 11 and 12, as follows:

AMENDMENT #11

AMENDMENT TO COMMUNICATION NO. 308458

Sponsor(s): Commissioner John P. Daley

Explanation (purpose) of Amendment:

This amended language expands the scope of a requirement that current elected members of the Board of Review, the Cook County Assessor, and any declared candidates thereto, must return prohibited campaign contributions within 30 days. The expanded scope required by this amendment would include all elected Cook County officials, and all declared candidates for any elected Cook County office.

Amends:

Section 2-585 (g). Limitations of contributions to Candidates and elected officials

(g) Any candidate for County Assessor or Board of Review any county office, or any current elected official in Cook County government, shall return contributions found in excess of the limitations set forth in this section within 30 days of notification from the Board of Ethics. Failure to return contributions within 30 days shall be a violation of this section and subject to fines under section 2-602(d).

Commissioner Claypool, seconded by Commissioner Suffredin, moved approval of Amendment Number 11. On a voice-vote, the motion to approve carried.

AMENDMENT #12

AMENDMENT TO COMMUNICATION NO. 308458

Sponsor(s): Commissioner Forrest Claypool

Explanation (purpose) of Amendment:

Changes the requirement to return funds found by the Board of Ethics in excess of the ordinance to apply to all candidates and officials.

Amends:

Sec. 2-585 (g). Limitations of contributions to candidates and elected officials

(g) Any candidate or County official for County Assessor or Board of Review shall return contributions found in excess of the limitations set forth in this section within 30 days of notification from the Board of Ethics. Failure to return contributions within 30 days shall be a violation of this section and subject the candidate or County official to fines under section 2-602(d).

Amendment Number 12 was withdrawn by the Sponsor.

Your Committee next considered Communication Number 307205, a Proposed Ordinance Amendment to the Code of Ethical Conduct Ordinance.

307205 AMENDMENT TO THE CODE OF ETHICAL CONDUCT ORDINANCE (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Gregg Goslin, County Commissioner

PROPOSED ORDINANCE AMENDMENT

AMENDMENTS TO THE COOK COUNTY ETHICS ORDINANCE

The following amendments to the Cook County Ethics Ordinance are proposed to clarify, and further tighten the ethics standards of Cook County government:

Sec. 2-574. Receiving and soliciting gifts and favors.

(a) *Gift Ban.* ~~Except as otherwise provided in this division,~~ No official or employee shall intentionally solicit or accept any gift from any prohibited source or in violation of any Federal or State statute, rule, or regulation or any County ordinance, rule or regulation. This ban applies to and includes spouses of and immediate family living with the official or employee. No prohibited source shall intentionally offer or make a gift that violates this section.

(8) *Food or refreshments not exceeding \$75.00 per person.* ~~Food or refreshments not exceeding \$75.00 per person in value on a single calendar day; provided that the food or refreshments are consumed on the premises from which they were purchased or prepared or catered.~~ For purposes of this subsection, the term "catered" means food or refreshments that are purchased ready to eat and delivered by any means.

(12) *Items valued at less than \$100.00.* ~~Any item or items from any one prohibited source during any calendar year having a cumulative total value of less than \$100.00.~~

(d) *Gifts which have a value of greater than \$100.00 (or a series of gifts with an aggregate*

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~~value of greater than \$100.00 from one prohibited source during any 12 month period) received by any official or employee from a prohibited source shall be disclosed to the Board of Ethics by the recipient within ten business days of receipt. The disclosure shall include the name and government title of the recipient; the name, address, occupation and employer of the donor; a description of the gift and its value; and the intended use or disposition of the gift.~~

~~(e) Any and all gifts having a value greater than \$100.00 and received by an official or employee for participating in speaking engagements, lectures, debates or organized discussion forums arising out of his or her County employment shall be disclosed to the Board of Ethics within ten business days of receipt.~~

THEREFORE, BE IT ORDAINED, that the following amendments to the Cook County Ethics Ordinance are approved by President Todd Stroger and the Cook County Board of Commissioners to clarify, and further tighten the ethics standards of Cook County government; and

BE IT FURTHER ORDAINED, that these amendments are effective immediately upon adoption.

* Referred to the Committee on Finance on June 15, 2010.

Commissioner Goslin, seconded by Commissioner Silvestri, moved to defer consideration of the Proposed Ordinance Amendment (Communication Number 307205). On a voice-vote, the motion to defer carried.

Chairman Daley informed the members there is one (1) amendment relating to Communication Number 307205, Amendment Number 13, as follows:

AMENDMENT #13

AMENDMENT TO COMMUNICATION NO. 307205

Sponsor(s): Commissioner John P. Daley

Explanation (purpose) of Amendment:

Corrects the format of the proposed ordinance amendment in order to conform to the Cook County Code.

Amends:

Sec. 2-574. Receiving and soliciting gifts and favors.

~~The following amendments to the Cook County Ethics Ordinance are proposed to clarify, and further tighten the ethics standards of Cook County government:~~

BE IT ORDAINED, by the Cook County Board of Commissioners, that Chapter 2 Administration, Section 2-574 of the Cook County Code is hereby amended as follows:

Sec. 2-574. Receiving and soliciting gifts and favors.

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(a) *Gift Ban.* ~~Except as otherwise provided in this division,~~ No official or employee shall intentionally solicit or accept any gift from any prohibited source or in violation of any Federal or State statute, rule, or regulation or any County ordinance, rule or regulation. This ban applies to and includes spouses of and immediate family living with the official or employee. No prohibited source shall intentionally offer or make a gift that violates this section.

(8) *Food or refreshments not exceeding \$75.00 per person.* ~~Food or refreshments not exceeding \$75.00 per person in value on a single calendar day; provided that the food or refreshments are consumed on the premises from which they were purchased or prepared or catered.~~ For purposes of this subsection, the term "catered" means food or refreshments that are purchased ready to eat and delivered by any means.

(12) *Items valued at less than \$100.00.* ~~Any item or items from any one prohibited source during any calendar year having a cumulative total value of less than \$100.00.~~

(d) ~~Gifts which have a value of greater than \$100.00 (or a series of gifts with an aggregate value of greater than \$100.00 from one prohibited source during any 12 month period) received by any official or employee from a prohibited source shall be disclosed to the Board of Ethics by the recipient within ten business days of receipt. The disclosure shall include the name and government title of the recipient; the name, address, occupation and employer of the donor; a description of the gift and its value; and the intended use or disposition of the gift.~~

(e) ~~Any and all gifts having a value greater than \$100.00 and received by an official or employee for participating in speaking engagements, lectures, debates or organized discussion forums arising out of his or her County employment shall be disclosed to the Board of Ethics within ten business days of receipt.~~

THEREFORE, BE IT ORDAINED, that the following amendments to the Cook County Ethics Ordinance are approved by President Todd Stroger and the Cook County Board of Commissioners to clarify, and further tighten the ethics standards of Cook County government; and

BE IT FURTHER ORDAINED, that these amendments are Effective Date: This Ordinance Amendments shall be effective immediately upon adoption.

By consensus, Amendment Number 13 was deferred.

Your Committee next considered Communication Number 308457, a Proposed Ordinance Amendment to the Code of Ethical Conduct Ordinance.

308457 AMENDMENT TO THE CODE OF ETHICAL CONDUCT ORDINANCE (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Forrest Claypool, Bridget Gainer, Gregg Goslin, Timothy O. Schneider, Peter N. Silvestri, Larry Suffredin, John P. Daley and Elizabeth "Liz" Doody Gorman, County Commissioners; Co-Sponsored by Joseph Mario Moreno and Anthony J. Peraica, County Commissioners.

PROPOSED ORDINANCE AMENDMENT

BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 2 Administration,

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Article VII Ethics, Section 2-583 of the Cook County Code of Ordinances is hereby amended as follows:

Sec. 2-583. Political activity.

a) No official or employee shall compel, coerce or intimidate any County official or employee to make or refrain from making any political contribution. No official shall directly solicit any political contribution from his or her employees or the spouses of or immediate family living with his or her employees. Nothing in this subsection shall be construed to prevent any official or employee from voluntarily making a contribution or from receiving a voluntary contribution.

b) No employee with contract management authority shall serve on the political fundraising committee of any elected official or candidate for County office.

c) County employees shall not intentionally perform any prohibited political activity during any compensated time (other than vacation, personal, or compensatory time off). County employees or officials shall not intentionally misappropriate any County property or resources by engaging in any prohibited political activity for the benefit of any campaign for elective office or any political organization.

d) At no time shall any official or employee intentionally misappropriate the services of any County employee by requiring that employee to perform any prohibited political activity:

- (1) As part of that employee's County duties;
- (2) As a condition of County employment; or
- (3) During any time off that is compensated by the County (such as vacation, personal, or compensatory time off).

(e) A County employee shall not be required at any time to participate in any prohibited political activity in consideration for that employee being awarded any additional compensation or employee benefit, in the form of a salary adjustment, bonus, compensatory time off, continued employment, or otherwise.

(f) A County employee shall not be awarded any additional compensation or employee benefit, in the form of a salary adjustment, bonus, compensatory time off, continued employment, or otherwise, in consideration for the employee's participation in any prohibited political activity.

(g) Nothing in this section prohibits activities that are otherwise appropriate for a County employee to engage in as a part of his or her official County employment duties or activities that are undertaken by an employee on a voluntary basis as permitted by law.

Effective date: This Ordinance Amendment shall take effect immediately upon adoption.

*** Referred to the Committee on Finance on September 1, 2010.**

Leave was granted to add Commissioners Daley and Gorman as Sponsors, and Commissioners Moreno and Peraica as Co-Sponsors.

Commissioner Claypool, seconded by Commissioner Schneider, moved that the Ordinance Amendment (Communication Number 308457) be approved. On a voice-vote, the motion to approve carried.

Your Committee next considered Communication Number 308459, a Proposed Ordinance Amendment to the Code of Ethical Conduct Ordinance.

308459 AMENDMENT TO THE CODE OF ETHICAL CONDUCT ORDINANCE (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Forrest Claypool, Bridget Gainer, Gregg Goslin, Timothy O. Schneider, Peter N. Silvestri, Larry Suffredin, John P. Daley and Elizabeth "Liz" Doody Gorman, County Commissioners; Co-Sponsored by Joseph Mario Moreno, Anthony J. Peraica and Edwin Reyes, County Commissioners.

PROPOSED ORDINANCE AMENDMENT

BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 2 Administration, Article V Sanctions for Violation, Section 2-602 of the Cook County Code of Ordinances is hereby amended as follows:

Sec. 2-602. Fines.

(a) As authorized by the State Officials and Employees Ethics Act, the Board may impose a fine of up to \$5,000.00 per violation against any person found by the Board to have violated, intentionally obstructed or interfered with an investigation of, or intentionally made a false, frivolous or bad faith allegation under Section 2-574 or 2-583.

(b) As authorized by the State Officials and Employees Ethics Act, a person who intentionally violates any provision of Section 2-574 is guilty of a business offense and subject upon conviction to a fine of at least \$1,001.00 and up to \$5,000.00.

(c) As authorized by the State Officials and Employees Ethics Act, a person who intentionally violates any provision of Section 2-583 is guilty of a Class A misdemeanor.

(d) Any person found by the Board to have knowingly violated any provision of this article other than Section 2-574 or 2-583, or to have knowingly furnished false or misleading information to the Board, shall be subject to a fine ~~not to exceed~~ of at least \$500.00 and up to \$5,000, for any one offense.

Effective date: This Ordinance Amendment shall take effect immediately upon adoption.

*** Referred to the Committee on Finance on September 1, 2010.**

Leave was granted to add Commissioners Daley and Gorman as Sponsors, and Commissioners Moreno, Peraica and Reyes as Co-Sponsors.

Commissioner Claypool, seconded by Commissioner Schneider, moved that the Ordinance Amendment (Communication Number 308459) be approved.

Chairman Daley informed the members there is one (1) amendment relating to Communication Number 308459, Amendment Number 14, as follows:

AMENDMENT #14

AMENDMENT TO COMMUNICATION NO. 308459

Sponsor(s): **Commissioner Forrest Claypool**
Co-Sponsor: **Commissioner Joseph Mario Moreno**

Explanation (purpose) of Amendment:

Specifically includes officials and candidates.

Amends:

Sec. 2-602 (d). Fines.

(d) Any person, including officials or candidates, found by the Board to have knowingly violated any provision of this article other than Section 2-574 or 2-583, or to have knowingly furnished false or misleading information to the Board, shall be subject to a fine ~~not to exceed of at least~~ \$500.00 and up to \$5,000.00, for any one offense.

Leave was granted to add Commissioner Moreno as a Co-Sponsor.

Commissioner Claypool, seconded by Commissioner Schneider, moved approval of Amendment #14. On a voice-vote, the motion to approve carried.

Commissioner Claypool, seconded by Commissioner Schneider, moved that the Ordinance Amendment (Communication Number 308459) be approved, as amended. On a voice-vote, the motion to approve as amended carried.

Commissioner Peraica, seconded by Commissioner Silvestri, moved to adjourn. The motion carried and the meeting was adjourned.

**YOUR COMMITTEE RECOMMENDS THE FOLLOWING ACTION
WITH REGARD TO THE MATTER NAMED HEREIN:**

| | |
|-----------------------------|--------------------------------|
| Communication Number 306665 | Deferred |
| Communication Number 306666 | Substitute Approved As Amended |
| Communication Number 308460 | Approved As Amended |
| Communication Number 298633 | Approved As Amended |
| Communication Number 306655 | Deferred to October 19, 2010 |
| Communication Number 306663 | Deferred |
| Communication Number 308454 | No Recommendation |
| Communication Number 308458 | Approved As Amended |
| Communication Number 307205 | Deferred |
| Communication Number 308457 | Approved |
| Communication Number 308459 | Approved As Amended |

Commissioner Daley, seconded by Commissioner Butler, moved that the Report of the Finance (Public Hearing) be approved and adopted. **The motion carried unanimously.**

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ADULT PROBATION DEPARTMENT

PERMISSION TO ADVERTISE

Transmitting a Communication, dated July 22, 2010 from

TIMOTHY C. EVANS, Chief Judge, Circuit Court of Cook County

requesting authorization for the Purchasing Agent to advertise for bids for armed security guard services for the following Adult Probation Department leased offices: 4734 West Chicago Avenue, 1644 West Walnut, and 533 East 103rd Street.

Contract period: February 1, 2011 through January 31, 2013. (280-260 Account). Requisition No. 12804001.

Approval of this item would commit Fiscal Years 2011 and 2012 funds.

Commissioner Silvestri, seconded by Commissioner Peraica, moved that the County Purchasing Agent be authorized to advertise for bids. **The motion carried unanimously.**

PROPOSED CONTRACT

Transmitting a Communication, dated August 16, 2010 from

TIMOTHY C. EVANS, Chief Judge, Circuit Court of Cook County

requesting authorization for the Purchasing Agent to enter into contracts with the following vendors to provide court ordered assessment and treatment services to probationers convicted of sex offenses.

| <u>VENDOR</u> | <u>REQ. NO.</u> | <u>CONTRACT AMOUNT</u> |
|--|------------------------|----------------------------------|
| Adelante, P.C., Chicago, Illinois | 15324001 | \$ 85,000.00 |
| Alternative Behavioral Treatment Centers, Oak Park, Illinois | 15324002 | 40,000.00 |
| Cognitive Behavioral Solutions, Forest Park, Illinois | 15324003 | 65,000.00 |
| EMAGES, Inc., Chicago, Illinois | 15324004 | 40,000.00 |
| Latino Family Services, Arlington Heights, Illinois | 15324005 | 45,000.00 |
| New Hope Community Service Center, Chicago, Illinois | 15324006 | 50,000.00 |
| Ronald C. Simmons & Associates, Lemont, Illinois | 15324007 | 70,000.00 |
| The Center for Contextual Change, Skokie, Illinois | 15324008 | <u>25,000.00</u> \$420,000.00 |

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Reason: These vendors will provide specialized counseling and treatment services. Treatment consists of an in-depth assessment, weekly group counseling, and if deemed necessary, individual counseling two (2) times per month. The providers have a minimum of seven (7) years of clinical experience in treating sex offenders and are certified members of the Association for Treatment of Sexual Offenders. The providers comprise a service network that encompasses all of Cook County. The vendors were selected through a Request for Proposal (RFP). Contracts awarded as a result of this RFP may be considered for a one (1) year renewal for up to three (3) years.

Estimated Fiscal Impact: \$420,000.00. Contract period: December 1, 2010 through November 30, 2011. (532-260 Account).

Approval of this item would commit Fiscal Year 2011 funds.

Sufficient funds are available in the Adult Probation/Probation Services Fee Fund.

Vendor has met the Minority and Women Business Enterprise Ordinance.

Commissioner Silvestri, seconded by Commissioner Peraica, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

OFFICE OF THE COUNTY ASSESSOR

PROPOSED CONTRACT RENEWALS

Transmitting a Communication, dated August 11, 2010 from

JAMES M. HOULIHAN, Cook County Assessor

by

JOHN M. FALLON, Special Assistant to the Assessor

requesting authorization for the Purchasing Agent to renew Contract No. 09-41-328 with CoStar Realty Information, Inc., Baltimore, Maryland, for sales subscription for 36 users which includes detailed information on commercial properties including sales, transaction, property lease and historical information, property characteristics, analytics, tenant tracking and listing of properties currently "For Sales".

Reason: CoStar Realty Information, Inc. has extensive data and research related to this sales information and transactions of commercial and industrial real estate are proprietary and available only from them. CoStar Realty Information, Inc. enables the Cook County Assessor's Office, through this subscription, to retrieve detailed information on commercial properties, completed sales, lease transactions and much, much more.

Estimated Fiscal Impact: \$104,784.00. Contract period: January 1, 2011 through December 31, 2011. (040-353 Account). Requisition No. 10400002.

Approval of this item would commit Fiscal Year 2011 funds.

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Commissioner Silvestri, seconded by Commissioner Peraica, moved that the County Purchasing Agent be authorized to renew the requested contract. **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated August 17, 2010 from

JAMES M. HOULIHAN, Cook County Assessor
by
JOHN M. FALLON, Special Assistant to the Assessor

requesting authorization for the Purchasing Agent to renew Contract No. 09-41-267 with Municipal Media Solutions, Chicago, Illinois, which was chosen through a Request for Qualification (RFQ) procedure (09-50-1020Q) in 2009, to undertake the marketing and sales of direct mail advertising to be inserted in the Assessor's Office required mailings regarding changes in levels of assessment.

Reason: This contract allows for three (3) one year renewal periods, each a "Renewal Term." This renewal will generate new revenue; this is not a purchase. The Cook County Assessor's Office has generated new revenue for Cook County by permitting this vendor to market and manage direct advertising to be included in certain required mailings by the Cook County Assessor's Office. This year's mailings will include required notifications to North Suburban residents pertaining to the 2010 triennial reassessment and to other Cook County residents as required by statute. The estimated revenue from this contract is over \$80,000.00 which will assist in offsetting the cost of these mailings.

Estimated Fiscal Impact: None. Estimated Revenue: \$80,000.00. Contract period: July 2, 2010 through July 1, 2011. Requisition No. 10400003.

Commissioner Silvestri, seconded by Commissioner Peraica, moved that the County Purchasing Agent be authorized to renew the requested contract. **The motion carried unanimously.**

OFFICE OF THE COUNTY AUDITOR

REPORT

Transmitting a Communication, dated August 17, 2010 from

LAURA A. BURMAN, C.P.A., Cook County Auditor

submitting the Status of Audit Recommendations report for June/July 2010 with updates for the Juvenile Temporary Detention Center.

Commissioner Daley, seconded by Commissioner Moreno, moved that the communication be received and filed. **The motion carried unanimously.**

DEPARTMENT OF BUDGET AND MANAGEMENT SERVICES

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BOND SERIES STATUS REPORT

Transmitting a Communication, dated September 2, 2010 from

TAKASHI REINBOLD, Director, Department of Budget and Management Services

Re: Bond Series Status Report - 3rd Quarter, ending August 31, 2010

submitting the information for the Bond Series Status Report for the 3rd Quarter, ending August 31, 2010 in accordance with FY 2010 Amendment Number 5. The report is provided on a quarterly basis and it defines the bond funding status, expenditure and cash projections through the end of the 5-Year Capital Plan for 2010 approved projects or major project groups. In addition, the report addresses all line items as shown in Section 16 within the amendment.

Commissioner Daley, seconded by Commissioner Silvestri, moved that the communication be received and filed. **The motion carried unanimously.**

OFFICE OF CAPITAL PLANNING AND POLICY

PERMISSION TO ADVERTISE

Transmitting a Communication, dated August 20, 2010 from

BRUCE WASHINGTON, Director, Office of Capital Planning and Policy

requesting authorization for the Purchasing Agent to advertise for bids for construction services for the Underground Storage Tanks Removal and Replacement Project at Provident Hospital of Cook County.

This project provides for the removal, disposal and replacement of two (2) underground storage tanks used to store fuel for the Hospital's emergency generators. Both tanks were installed in 1993 and one (1) tank has already failed the tank tightness test resulting in a notice from the City of Chicago's Bureau of Fire Prevention. The failed tank has been emptied of fuel, and a manual temporary tank is being used until a new one can be installed.

09000 Provident Medical Center.

This project was included in the 2010 Capital Improvement Program Projects approved by the Board of Commissioners on November 19, 2009.

Commissioner Moreno, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to advertise for bids. **The motion carried unanimously.**

OFFICE OF THE COUNTY CLERK

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PROPOSED CONTRACTS

Transmitting a Communication, dated August 18, 2010 from

DAVID ORR, County Clerk

by

CLEM BALANOFF, Deputy Clerk

requesting authorization for the Purchasing Agent to enter into a contract with Election Data Services, Inc., Manassas, Virginia, for redistricting and re-precincting services.

Reason: Election Data Services, Inc. is the only vendor who has technical expertise in elections redistricting with the resources and capacity to perform the following services for the County Clerk's Election Division: integrate updated U.S Census (TIGER) file with Clerk's system, compare new Census files against the County's Geographic Information System (GIS) files, document differences in street names and addresses; match Clerk's voter registration file against latest Census file, cross-check and validate precinct assignments; convert final boundary files for post-re-districting precinct assignment; determine targeted areas and precincts for bi-lingual balloting; analyze the final voter address; and precinct assignment in the Clerk's Voter Registration Management System for accuracy.

Estimated Fiscal Impact: \$198,000.00. Contract period: December 4 2, 2010 through June 30, 2013. (524-260 Account). Requisition No. 15240006.

Sufficient funds are available in the County Clerk Election Division Fund.

The Purchasing Agent concurs.

Vendor has met the Minority and Women Business Enterprise Ordinance.

Commissioner Moreno, seconded by Commissioner Murphy, moved that request of the County Clerk be approved, as amended and that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

Commissioner Beavers, seconded by Commissioner Silvestri, moved that the communication be referred to the Committee on Information Technology & Automation. (Comm. No. 308607). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated August 18, 2010 from

DAVID ORR, County Clerk

by

CLEM BALANOFF, Deputy County Clerk

requesting authorization for the Purchasing Agent to enter into a contract with Michael Kreloff, Glenview, Illinois, for policy, planning and intergovernmental consulting services.

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Reason: A Request for Proposal (RFP) was issued for these services via the Cook County website. Michael Kreloff has met the qualifications and has the experience to perform the services requested which requires extensive experience in elections laws on the county, state and federal level.

Estimated Fiscal Impact: \$79,000.00. Contract period: February 1, 2011 through January 31, 2013. (524-260 Account). Requisition No. 05240035.

Sufficient funds are available in the County Clerk Election Division Fund.

Commissioner Suffredin, seconded by Commissioner Silvestri, moved that the communication be referred to the Committee on Legislation, Intergovernmental & Veterans Relations. (Comm. No. 308608). **The motion carried unanimously.**

PROPOSED CONTRACT ADDENDUM

Transmitting a Communication, dated August 25, 2010 from

DAVID ORR, County Clerk
by
CLEM BALANOFF, Deputy Clerk

requesting authorization for the Purchasing Agent to amend, increase by \$900,000.00 and extend from October 15, 2010 through December 31, 2012, Contract No. 08-41-192 with Major Scale Technology Management, Chicago, Illinois, for information technology services management (ITMS). (See related Item #44).

| | |
|---------------------------------|-------------------|
| Board approved amount 03-18-08: | \$1,500,000.00 |
| Increase requested: | <u>900,000.00</u> |
| Adjusted amount: | \$2,400,000.00 |

Reason: In August 2010, the County Clerk Election Division issued a Request for Qualifications (RFQ) for information technology services management, and Major Scale Technology Management was the only qualified respondent. The negotiated increase in Major Scale Technology Management's contract includes provisions for the following RFQ qualifications: Election Technology Consultation and Sequoia Voting Systems Contract Management, Election Technology Consultation and Election Software and Systems Contract Management, Web-Based Application Infrastructure Project, Technology and Application Support Infrastructure Analysis and Possible Implementation, Information Technology Services Contract Management and Forensic Analysis Contract Management.

Estimated Fiscal Impact: \$900,000.00 [FY 2010 - \$800,000.00 - (524-260 Account); and FY 2011 - \$100,000.00 - (533-260 Account)]. Contract extension: October 15, 2010 through December 31, 2012. Requisition Nos. 05240001 and 15330002.

Sufficient funds are available in the County Clerk Election Division Fund and in the County Clerk Automation Fund.

Vendor has met the Minority and Women Business Enterprise Ordinance.

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The Chief Information Officer has reviewed this item and concurs with this recommendation.

Commissioner Beavers, seconded by Commissioner Moreno, moved that the communication be referred to the Committee on Information Technology & Automation. (Comm. No. 308609). **The motion carried unanimously.**

TRANSFER OF FUNDS

Transmitting a Communication, dated August 12, 2010 from

DAVID ORR, County Clerk
by
CLEM BALANOFF, Deputy County Clerk

requesting approval by the Board of Commissioners to transfer funds totaling \$500,000.00 from Account 524-240 Printing and Publishing to Account 524-260, Professional and Managerial Services for IT support and project management services for the Clerk's Office. (See related Item #43).

| From Account 524-240 | Printing and Publishing | Total | \$500,000.00 |
|----------------------|----------------------------------|-------|--------------|
| To Account 524-260 | Professional Managerial Services | Total | \$500,000.00 |

1. On what date did it become apparent that the receiving account would require an infusion of funds in order to meet current obligations? What was the balance in the account on that date, and what was the balance 30 days prior to that date?

The need for a transfer of funds became apparent during April of this year. The account balance on April 12, 2010 was \$416,116.00. This amount was unchanged from the balance 30 days prior to that date. However, it was determined that increased funds would be required for Information Technology Services Management before the end of the fiscal year.

2. How was the account used for the source of transferred funds identified? List any other accounts that were also considered (but not used) as the source of the transferred funds.

More printed items were returned in the Voting Supply Carriers from Election Day than anticipated thereby reducing printing costs.

3. Identify any projects, purchases, programs, contracts, or other obligations that will be deferred, delayed, or canceled as a result of the reduction in available spending authority that will result in the account that funds are transferred from Account 524-240 Printing and Publishing.

None.

4. If the answer to the above question is "none" then please explain why this account was originally budgeted in a manner that caused an unobligated surplus to develop at this point in the fiscal year.

The budget provided for more reprinting of election materials than were ultimately required.

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Commissioner Beavers, seconded by Commissioner Moreno, moved that the communication be referred to the Committee on Information Technology & Automation. (Comm. No. 308610). **The motion carried unanimously.**

OFFICE OF THE COUNTY COMPTROLLER

PROPOSED CONTRACT ADDENDUM

Transmitting a Communication, dated August 17, 2010 from

CONSTANCE M. KRAVITZ, C.P.A., Chairman, Deferred Compensation Committee

requesting authorization for the Purchasing Agent to extend for one (1) year, Contract No. 05-41-566 with Nationwide, Dublin, Ohio, for administrative services for the Cook County, Illinois, 457(b) Deferred Compensation Plan.

Reason: A desire to maintain continuity so that employees can benefit from consistent financial planning during the completion of the Request for Proposal (RFP) phase to provide Investment and Plan Consulting Services for the County of Cook, Illinois, 457(b) Deferred Compensation Plan which can then assist in performing a full RFP for plan administrator by June 30, 2011. The expiration date of the current contract was June 30, 2010.

Estimated Fiscal Impact: None. Contract extension: July 1, 2010 through June 30, 2011.

Commissioner Daley, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to extend the requested contract. **The motion carried unanimously.**

COMPREHENSIVE ANNUAL FINANCIAL REPORT

Transmitting a Communication, dated September 3, 2010 from

JAYE M. WILLIAMS, Chief Financial Officer, Bureau of Finance

Subject: Comprehensive Annual Financial Report (CAFR) for the fiscal year ending November 30, 2009

submitting herewith a copy of Cook County's Comprehensive Annual Fiscal Report (CAFR) for the fiscal year ending November 30, 2009, prepared by the Cook County Comptroller and audited by Deloitte & Touche, LLP. Respectfully request that the report be referred to the Cook County Board's Audit Committee for further consideration.

Commissioner Daley, seconded by Commissioner Silvestri, moved that the communication be referred to the Committee on Audit. (Comm. No. 308599). **The motion carried unanimously.**

REPORT

Transmitting a Communication, dated September 3, 2010 from

JOURNAL OF PROCEEDINGS FOR SEPTEMBER 15, 2010

JAYE M. WILLIAMS, Chief Financial Officer, Bureau of Finance

Subject: Cook County Audit Management Letter

submitting herewith is a copy of Cook County's Audit Management Letter for the fiscal year ending November 30, 2009, prepared by Deloitte and Touche, LLP. The Bureau of Finance respectfully requests that the report be referred to the Cook County Board's Audit Committee for further consideration.

Commissioner Daley, seconded by Commissioner Silvestri, moved that the communication be referred to the Committee on Audit. (Comm. No. 308600). **The motion carried unanimously.**

OFFICE OF CONTRACT COMPLIANCE

TRANSFER OF FUNDS

Transmitting a Communication, dated August, 25, 2010 from

BETTY HANCOCK PERRY, Director, Office of Contract Compliance

requesting approval by the Board of Commissioners to transfer funds totaling \$2,700.00 from Account 022-245, Advertising for Specific Purposes to Account 022-190, Transportation and Other Travel Expenses for Employees for continuing the coverage of transportation and travel expenses.

Reason: The transfer is needed to cover travel and transportation expenses for the remainder of the fiscal year.

| | | |
|----------------------|--------------|-------------------|
| From Account 022-245 | Total | \$2,700.00 |
| To Account 022-190 | Total | \$2,700.00 |

1. On what date did it become apparent that the receiving account would require an infusion of funds in order to meet current obligations? What was the balance in the account on that date, and what was the balance 30 days prior to that date?

On August 23, 2010, it became apparent that the receiving account would require an infusion of funds to cover expenses related to Site Inspections, Vendor Outreach and Conferences. On August 23, 2010, the balance in the account was \$2,019.17. Thirty (30) days prior the balance was \$2,151.07.

2. How was the account used for the source of transferred funds identified? List any other accounts that were also considered (but not used) as the source of the transferred funds.

Account 022-245 Advertising for Specific Purposes was used for advertisement in local and national media necessary to continue to inform potential vendors and organizations of the merits of doing business with Cook County.

No other account were considered as the source of the transferred funds.

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3. Identify any projects, purchases, programs, contracts, or other obligations that will be deferred, delayed, or canceled as a result of the reduction in available spending authority that will result in the account that funds are transferred from.

There will be several projects deferred as a result of the transfer. The Office of Contract Compliance will not be able to advertise in upcoming events for the Womens Business Development Council, the National Minority Supplier Development Council and the Hispanic American Construction Industry Association.

4. If the answer to the above question is “none” then please explain why this account was originally budgeted in a manner that caused an unobligated surplus to develop at this point in the fiscal year.

Commissioner Silvestri, seconded by Commissioner Murphy, moved that the transfer of funds be approved. **The motion carried unanimously.**

BUREAU OF ECONOMIC DEVELOPMENT

HOME INVESTMENT PARTNERSHIPS PROGRAM

Transmitting a Communication, dated September 13, 2010 from

WILLIAM MOORE, Bureau Chief, Bureau of Community Development

Re: Bethel Human Resources HOME Investment Partnerships Program (HOME Program)

requesting approval of a HOME Investment Partnerships Program award of \$351,560.00 to Bethel Human Resources, to assist in the construction of twelve (12) units of affordable rental housing in the City of Harvey, Illinois.

Cook County through the HOME program will assist in underwriting part of the \$1,239,560.00 in construction rehabilitation with funding from the Illinois Housing Development Authority's Trust Fund Program, the Department of Commerce and Economic Development and the Federal Home Loan Bank to finance the balance. The HOME applicant, Bethel Human Resources, is a County certified Community Housing Development Organization (CHDO).

I respectfully request approval of this project and that I, the Bureau Chief of the Bureau of Community Development, or my designee be authorized to execute on behalf of the County Cook, any and all documents necessary to further the project approved herein, including but not limited to the HOME agreements and any modifications thereto. The approval of this award by this Honorable Body will permit staff to issue the necessary commitments to allow this project to move forward.

Estimated Fiscal Impact: None. Grant funded amount: \$351,560.00. (772-298 Account).

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In accordance with Cook County Code Section 2-108(z)(1) Amendment or suspension of rules, Commissioner Silvestri, seconded by Commissioner Murphy, moved to suspend Section 2-108(h)(1) Prior notice to public; agendas. **The motion carried unanimously.**

Commissioner Sims, seconded by Commissioner Murphy, moved that the request of the Chief of the Bureau of Community Development be approved. **The motion carried unanimously.**

PROPOSED RESOLUTION

Transmitting a Communication, dated September 2, 2010 from

WILLIAM MOORE, Bureau Chief, Bureau of Community Development

respectfully submitting this Resolution regarding approval of the Recovery Zone Facility Bond application for Navistar International Corporation.

The Navistar International Corporation project consist of a 460,000 square foot facility located at 10400 West North Avenue, Melrose Park, Illinois. The Project will help retain 376 jobs and consists of new construction, expansion, reconstruction/renovation and the acquisition of new equipment.

**10-R-344
RESOLUTION**

Sponsored by

THE HONORABLE TODD H. STROGER

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

A Resolution approving a certain recovery zone facility bond application and project, declaring official intent regarding certain capital expenditures to be reimbursed from proceeds of an obligation, and authorizing the publication of a notice of public hearing and other related matters.

WHEREAS, Section 6(a) of Article VII of the 1970 Constitution of the State of Illinois (the “*Act*”) provides that “a County which has a Chief Executive Officer elected by the electors of the County. . .(is) a Home Rule Unit,” and The County of Cook, Illinois (the “*County*”), has a Chief Executive Officer elected by the electors of the County and is therefore a home rule unit and under the power granted by said Section 6(a) of Article VII of the 1970 Constitution of the State of Illinois, as supplemented by the Local Government Debt Reform Act, as amended, and the other Omnibus Bond Acts, as amended, may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the Board of Commissioners of the County (the “*Board*”) has heretofore and it hereby expressly is determined that it is essential and necessary and in the best interests of the County and its residents that the County relieve conditions of unemployment, maintain existing levels of employment, aid in the rehabilitation of returning veterans, and encourage the increase of industry and commerce within the County, thereby reducing the evils attendant upon unemployment, increase the tax base of the various municipalities within the County and permit the County to take as much advantage of the provisions of Section 103 of the United States Internal Revenue Code as possible, which are all declared to be public purposes and for the safety, benefit and welfare of the residents of the County; and

WHEREAS, the Congress of the United States adopted the American Recovery and Reinvestment Act of 2009 (the “*Stimulus Act*”); and

WHEREAS, the Stimulus Act authorizes the issuance of “recovery zone facility bonds,” which are a new category of tax-exempt bonds similar to industrial development revenue bonds, provided that certain enumerated conditions are satisfied; and

WHEREAS, the Stimulus Act requires (i) the Secretary of the United States Treasury to have awarded the issuer of recovery zone facility bonds a portion of a nationwide volume limitation and (ii) the issuer to have designated a “recovery zone,” in each case prior to issuing recovery zone facility bonds; and

WHEREAS, the Board has heretofore determined that the County qualifies as a “recovery zone” as provided in the Stimulus Act, and to that end on the 7th day of July, 2009, designated the County as a recovery zone under the Stimulus Act; and

WHEREAS, the Secretary of the United States Treasury has awarded the County a portion of a said nationwide volume limitation, said portion awarded to the County being in the amount of \$196,814,000; and

WHEREAS, pursuant to the Act and to the Stimulus Act, the County is authorized to issue recovery zone facility bonds in an amount not to exceed the aggregate par amount of \$196,814,000; and

WHEREAS, the County has initiated a recovery zone facility bond application procedure which requires that final approval of any application for a County recovery zone facility bond-financed project shall be made by the Board; and

WHEREAS, the Bureau of Community Development of the County (the “*Bureau*”) has determined that the application of Navistar International Corporation (the “*Applicant*”) for \$90,000,000 in cap allocation to finance the renovation and equipping of a technology center at the existing plant of the Applicant (the “*Project*”) located at 10400 West North Avenue in Melrose Park, Illinois (the “*Application*”) has been timely submitted and meets the requirement as set out for said program; and

WHEREAS, it is advisable and necessary that the Board approve the Application for the Project and authorize the Bureau to take such preliminary actions as may be necessary to effectuate the Project and the issuance by the County of recovery zone facility bonds therefore; and

WHEREAS, the County, at the request of the Applicant, is expected to issue one or more series of its recovery zone facility bonds (the “*Bonds*”) to obtain funds to (i) finance or reimburse the Applicant for all or a portion of the costs of the acquisition, construction, renovation, improvement, remodeling and equipping of the Project, (ii) pay capitalized interest on a portion of the Bonds and (iii) pay certain costs incurred in connection with the issuance of the Bonds, including, if necessary, the cost of credit enhancement for the Bonds; and

WHEREAS, all or a portion of the expenditures relating to the Project (the “*Expenditures*”) (i) have been paid within the sixty days prior to the date of this Resolution or (ii) will be paid on or after the date of this Resolution; and

WHEREAS, the County reasonably expects the Applicant to reimburse itself for all or a portion of the Expenditures with the proceeds of the Bonds; and

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WHEREAS, the maximum principal amount of the Bonds expected to be issued for the Project is not in excess of \$90,000,000; and

WHEREAS, Section 147(f) of the Internal Revenue Code of 1986, as amended (the “*Code*”), requires the approval of the issuance of the Bonds by the Board or by the applicable elected representative of the County after a public hearing following reasonable public notice; and

WHEREAS, for purposes of said Section 147(f) the term “applicable elected representative” means, with respect to the County, (i) the Board or (ii) the chief elected executive officer or any other elected official of the County designated for purposes of said Section by such chief elected executive officer; and

WHEREAS, the Board hereby finds and determines that the Board shall conduct each such public hearing; and

WHEREAS, it is necessary and advisable that the Board direct and authorize the County Clerk of the County (the “*County Clerk*”) to publish notice (a “*TEFRA Notice*”) of a public hearing with respect to the plan to approve the issuance of the Bonds in a newspaper of general circulation in the County, pursuant to Section 147(f) of the Code.

NOW, THEREFORE, BE IT RESOLVED AND DECLARED, by the Board of Commissioners of The County of Cook, Illinois, in the exercise of its home rule powers, as follows:

Section 1. The Application is hereby approved.

Section 2. The County reasonably expects the Applicant to reimburse itself for all or a portion of the Expenditures with the proceeds of the Bonds.

Section 3. The County through the Bureau of Community Development shall be authorized to engage and compensate the law firm of Chapman Cutler, LLP for the provision of legal advice and assistance on matters related to the issuance of the Recovery Zone Facility Bond.

Section 4. The maximum principal amount of the Bonds expected to be issued for the Project is not in excess of \$90,000,000.

Section 5. This declaration of official intent regarding reimbursement of capital expenditures for the Project is made pursuant to Treasury Regulations Section 1.150-2.

Section 6. The County Clerk is hereby authorized and directed to publish a TEFRA Notice, without further official action or direction of the Board, in a newspaper of general circulation in the County, such TEFRA Notice to be in such form as shall be approved by the Chief Financial Officer of the County.

Section 7. All acts of the Board and the officers, officials, agents and employees of the County that are in conformity with the intent and purposes of this Resolution, whether heretofore or hereafter taken or done, be, and the same are hereby, in all respects, ratified, confirmed and approved.

Section 8. A full, true and complete copy of this Resolution shall be published within ten days after passage in pamphlet form by authority of the Board.

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Section 9. All ordinances, resolutions, or parts thereof, in conflict herewith are hereby superseded to the extent of such conflict.

Section 10. This Resolution shall be in full force and effect immediately upon its passage and approval.

Approved and adopted this 15th day of September 2010.

TODD H. STROGER, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

In accordance with Cook County Code Section 2-108(z)(1) Amendment or suspension of rules, Commissioner Silvestri, seconded by Commissioner Murphy, moved to suspend Section 2-108(h)(1) Prior notice to public; agendas. **The motion carried unanimously.**

Commissioner Silvestri, seconded by Commissioner Murphy, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

DEPARTMENT OF FACILITIES MANAGEMENT

APPROVAL OF PAYMENT

Transmitting a Communication, dated September 2, 2010 from

JAMES D'AMICO, Director, Department of Facilities Management

requesting approval of payment in the amount of \$2,012,361.38 to BMS CAT, Fort Worth, Texas, for disaster recovery, remediation and restoration services required due to the flood and fire at the Criminal Courts Administration Building on July 24, 2010.

Reason: The Purchasing Agent in a letter dated July 27, 2010, advised the Board of Commissioners of the emergency purchase of these services made necessary by the uncontrolled flooding from torrential rain and sewer backup into the building. The vendor chosen is a GSA Certified Contractor under Contract GS-07F-0087T and is a nationwide company specializing in disaster recovery. These services were procured in accordance with Section 34-156, Emergency Purchases, as authorized under the Cook County Procurement Code.

Estimated Fiscal Impact: \$2,012,361.38. (200-235 Account). Requisition No. 02000408.

Commissioner Moreno, seconded by Commissioner Steele, moved that the payment to BMS CAT be made. **The motion carried unanimously.**

DEPARTMENT OF ENVIRONMENTAL CONTROL

PROPOSED GRANT AWARD ADDENDUM

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Transmitting a Communication, dated August 11, 2010 from

KEVIN GIVENS, Director, Department of Environmental Control

requesting authorization to accept a grant extension from October 1, 2010 through December 15, 2010 from the Illinois Environmental Protection Agency (IEPA) for the Illinois Clean Diesel Program. This extension will provide for the purchase and installation of active diesel particulate filters, one (1) regeneration panel, closed crankcase ventilation systems and closed crankcase ventilation filters on buses owned and operated by the Cook County Sheriff's Office.

The authorization to accept the original grant was given on October 20, 2009 by the Cook County Board of Commissioners in the amount of \$88,490.00.

Estimated Fiscal Impact: None. Funding period extension: October 1, 2010 through December 15, 2010.

The Budget Department has received all requisite documents and determined the fiscal impact on Cook County, if any.

Commissioner Silvestri, seconded by Commissioner Murphy, moved that the request of the Director, Department of Environmental Control be approved. **The motion carried unanimously.**

COOK COUNTY HEALTH & HOSPITALS SYSTEM

QUARTERLY REPORT

Transmitting a Communication from

WARREN L. BATTIS, Chairman, Cook County Health & Hospitals System Board
and

WILLIAM T. FOLEY, Chief Executive Officer, Cook County Health & Hospitals System

In accordance with Section 38-81(c) of the Cook County Code, a quarterly report of the status of operations and finances of the Cook County Health & Hospitals System will be presented at the September 15, 2010 meeting of the Cook County Board of Commissioners.

Commissioner Butler, seconded by Commissioner Silvestri, moved that the communication be received and filed. **The motion carried unanimously.**

HIGHWAY DEPARTMENT

PROPOSED SPEED LIMIT ZONING ORDINANCES

Transmitting a Communication from

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RUPERT F. GRAHAM, JR., P.E., Superintendent of Highways

respectfully submit to your Honorable Body and recommend for adoption, an ordinance revising the speed limit along 183rd Street from 94th Avenue to 92nd Avenue, which is under the maintenance jurisdiction of Cook County. The recommended speed limit was determined by an engineering and traffic investigation in accordance with the provisions of Article VI of the Illinois Vehicle Code and as more fully explained in the ordinance.

Submitting a Proposed Ordinance sponsored by

TODD H. STROGER, President, Cook County Board of Commissioners

PROPOSED ORDINANCE

IT IS HEREBY DECLARED by the Board of County Commissioners of Cook County, Illinois, that the basic statutory vehicular speed limits established by Section 11-601 of the Illinois Vehicle Code are greater, or less, than that considered reasonable and proper on the road listed below for which the County has maintenance responsibility and which is not under the jurisdiction of the Department of Transportation, State of Illinois; and

BE IT FURTHER DECLARED that this Board has caused to be made an engineering and traffic investigation upon the road listed below; and

BE IT FURTHER DECLARED that by virtue of Section 11-604 of the above Code, this Board determines and declares that reasonable and proper absolute maximum speed limits upon the road described below shall be as stated herein; and

BE IT FURTHER DECLARED that signs giving notice thereof shall be erected in conformance with the standards and specifications contained in the Manual on Uniform Traffic Control Devices, the Illinois Supplement to the National Manual on Uniform Traffic Control Devices and the Standard Specifications for Traffic Control Items; and

BE IT FURTHER DECLARED that this ordinance shall take effect immediately after the erection of said signs giving notice of the maximum speed limits.

BE IT FURTHER DECLARED, that pursuant to Cook County Code, Sec. 82-2 all speed limits established by the County Board are hereby ratified and confirmed. All ordinances amending or enacting speed limits are on file in the office of the County Clerk.

**COOK COUNTY HIGHWAY DEPARTMENT
PROPOSED SPEED LIMIT ZONES ON ROADWAYS UNDER
COOK COUNTY MAINTENANCE JURISDICTION**

| <u>ROADWAY</u> | <u>SECTION</u> | <u>MILEAGE</u> | <u>EXISTING SPEED LIMIT</u> | <u>PROPOSED SPEED LIMIT</u> |
|-----------------------|----------------------------|-----------------------|------------------------------------|------------------------------------|
| 183rd Street | 94th Avenue to 92nd Avenue | 0.25 | 40 M.P.H. | 35 M.P.H. |

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Commissioner Moreno, seconded by Commissioner Steele, moved that the Ordinance be approved and adopted. **The motion carried unanimously.**

* * * * *

Transmitting a Communication from

RUPERT F. GRAHAM, JR. P.E., Superintendent of Highways

respectfully submit to your Honorable Body and recommend for adoption, an ordinance revising the speed limit along 84th Avenue from Nielson Drive to 175th Street, which is under the maintenance jurisdiction of Cook County. The recommended speed limit was determined by an engineering and traffic investigation in accordance with the provisions of Article VI of the Illinois Vehicle Code and as more fully explained in the ordinance.

Submitting a Proposed Ordinance sponsored by

TODD H. STROGER, President, Cook County Board of Commissioners

PROPOSED ORDINANCE

IT IS HEREBY DECLARED, by the Board of County Commissioners of Cook County, Illinois, that the basic statutory vehicular speed limits established by Section 11-601 of the Illinois Vehicle Code are greater, or less, than that considered reasonable and proper on the road listed below for which the County has maintenance responsibility and which is not under the jurisdiction of the Department of Transportation, State of Illinois; and

BE IT FURTHER DECLARED, that this Board has caused to be made an engineering and traffic investigation upon the road listed below; and

BE IT FURTHER DECLARED, that by virtue of Section 11-604 of the above Code, this Board determines and declares that reasonable and proper absolute maximum speed limits upon the road described below shall be as stated herein; and

BE IT FURTHER DECLARED, that signs giving notice thereof shall be erected in conformance with the standards and specifications contained in the Manual on Uniform Traffic Control Devices, the Illinois Supplement to the National Manual on Uniform Traffic Control Devices and the Standard Specifications for Traffic Control Items; and

BE IT FURTHER DECLARED, that this ordinance shall take effect immediately after the erection of said signs giving notice of the maximum speed limits.

BE IT FURTHER DECLARED, that pursuant to Cook County Code, Sec. 82-2 all speed limits established by the County Board are hereby ratified and confirmed. All ordinances amending or enacting speed limits are on file in the office of the County Clerk.

**COOK COUNTY HIGHWAY DEPARTMENT
PROPOSED SPEED LIMIT ZONES ON ROADWAYS UNDER
COOK COUNTY MAINTENANCE JURISDICTION**

EXISTING PROPOSED

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| <u>ROADWAY</u> | <u>SECTION</u> | <u>MILEAGE</u> | <u>SPEED LIMIT</u> | <u>SPEED LIMIT</u> |
|----------------|-------------------------------|----------------|--------------------|--------------------|
| 84th Avenue | Nielson Drive to 175th Street | 0.75 | 45 M.P.H. | 35 M.P.H. |

Commissioner Moreno, seconded by Commissioner Steele, moved that the Ordinance be approved and adopted. **The motion carried unanimously.**

PROPOSED COMPLETION OF CONSTRUCTION APPROVAL RESOLUTION

Transmitting a Communication from

RUPERT F. GRAHAM, JR., P.E., Superintendent of Highways

Submitting for your approval ONE (1) COMPLETION OF CONSTRUCTION APPROVAL RESOLUTION:

1. Completion of Construction Approval Resolution
Cottage Grove Avenue,
167th (170th) Street to 159th Street (U.S. Rte. 6)
in the Village of South Holland in County Board Districts #4 and #6
Section: 03-W5809-03-FP
Final Cost: \$6,696,943.47

Commissioner Moreno, seconded by Commissioner Steele, moved that the communication be referred to the Committee on Roads & Bridges. (Comm. No. 308601). **The motion carried unanimously.**

PROPOSED CHANGES IN PLANS AND EXTRA WORK

Transmitting a Communication, dated August 6, 2010 from

RUPERT F. GRAHAM, JR., P.E., Superintendent of Highways

I herewith present the following recommendation for change in plans and extra work involved on this improvement in the Village of Palos Hills, Unincorporated Cook County/Forest Preserve District.

| AUTH. NO. | SECTION | DESCRIPTION | AMOUNT |
|------------------|--|--|-----------------------------|
| 9 & Final | 01-W3016-02-FP 88th/86th Avenue 111th Street to 103rd Street | Final Adjustment of Quantities and New Items | \$158,251.33 (Deduction) |

The quantities as shown on the contract documents were estimated for bidding purposes only. This change represents the difference between the estimated quantities and actual field quantities of work performed with substantial savings due to less 12 inch bituminous shoulders, 15 inch storm sewers (type 1 & 2), 5 feet diameter type A manholes with frames and grates, fire hydrants to be moved, porous granular

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embankment (Special) were required than was originally anticipated and the elimination of contract extra work item.

New items to repair existing storm sewer at the crossing of 103rd Street at 88th Avenue was required for the completion of the project.

I respectfully recommend approval by your Honorable Body.

Commissioner Moreno, seconded by Commissioner Steele, moved that the communication be referred to the Committee on Roads & Bridges. (Comm. No. 308601). **The motion carried unanimously.**

CHANGE[S] IN PLANS AND EXTRA WORK

Transmitting a Communication, dated August 9, 2010 from

RUPERT F. GRAHAM, JR., P.E., Superintendent of Highways

I herewith present the following recommendation for change in plans and extra work involved on this improvement in the Village of Schaumburg and the City of Rolling Meadows.

| AUTH. NO. | SECTION | DESCRIPTION | AMOUNT |
|-----------|--------------------------------|---------------------|-------------|
| 4 & Final | 02-V6542-03-PV | Final Adjustment of | \$41,550.06 |
| | Plum Grove Road (Old) | Quantities and | (Addition) |
| | Algonquin Road to Meacham Road | New Items | |

The quantities as shown on the contract documents were estimated for bidding purposes only. This change represents the difference between the estimated quantities and actual field quantities of work performed with additional earth excavation as payment for the removal of the flexible base on several areas of the plans which were called out as concrete pavement removal.

New items were necessary for the return and stocking of three manholes which were not used due to utility conflicts and removal and regrading of an existing driveway to obtain an acceptable slope to the back of the curb.

I respectfully recommend approval by your Honorable Body.

Commissioner Moreno, seconded by Commissioner Steele, moved that the communication be referred to the Committee on Roads & Bridges. (Comm. No. 308602). **The motion carried unanimously.**

BUREAU OF HUMAN RESOURCES

TRANSFER OF FUNDS

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Transmitting a Communication, dated September 15, 2010 from

JOSEPH SOVA, Chief, Bureau of Human Resources

requesting approval by the Board of Commissioners to transfer funds totaling \$12,600.00 from and to the accounts listed below.

Reason: A number of services and costs have increased due to the department requiring additional funding in the training of staff to implement new procedures in Equal Employment Opportunity administration; additional collective bargaining negotiation meetings has created an increase in travel for staff; and an unforeseen increase in the cost of drug test verification by outside sources and additional office supplies needed for the maintenance and reorganization of files.

From Accounts:

| | | |
|---------|-----------------------------------|--------------------|
| 032-225 | Postage | \$ 1,000.00 |
| 032-228 | Delivery Services | 600.00 |
| 032-240 | Printing and Publishing | 2,000.00 |
| 032-245 | Advertising For Specific Purposes | 2,000.00 |
| 032-630 | Rental of Office Equipment | <u>7,000.00</u> |
| | Total | \$12,600.00 |

To Accounts:

| | | |
|---------|--|--------------------|
| 032-186 | Training Programs for Staff Personnel | \$ 2,000.00 |
| 032-190 | Transportation and Other Travel Expenses for Employees | 3,000.00 |
| 032-278 | Laboratory Related Services | 4,000.00 |
| 032-350 | Office Supplies | <u>3,600.00</u> |
| | Total | \$12,600.00 |

1. On what date did it become apparent that the receiving account would require an infusion of funds in order to meet current obligations? What was the balance in the account on that date, and what was the balance 30 days prior to that date?

After review of the account expenditures on 7/1/10 a transfer to these accounts would be necessary to cover all expenses until the end of the current fiscal year.

| <u>Account</u> | <u>Balance on 7/1/10</u> | <u>30 Days Prior Date</u> |
|----------------|--------------------------|---------------------------|
| 032-186 | \$1,663.00 | \$1,713.00 |
| 032-190 | \$1,865.00 | \$3,708.57 |
| 032-278 | \$1,140.97 | \$2,794.59 |
| 032-350 | \$5,742.17 | \$9,674.58 |

2. How was the account used for the source of transferred funds identified? List any other accounts that were also considered (but not used) as the source of the transferred funds.

The identified accounts were verified that all obligations had been fulfilled for the remaining months of the fiscal year. No other accounts were considered transferable.

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3. Identify any projects, purchases, programs, contracts, or other obligations that will be deferred, delayed, or canceled as a result of the reduction in available spending authority that will result in the account that funds are transferred from.

None.

4. If the answer to the above question is "none" then please explain why this account was originally budgeted in a manner that caused an unobligated surplus to develop at this point in the fiscal year.

Because of the fluctuation in services and costs year to year, the accounts were budgeted so that ample funding would be readily available on a project-to-project need basis.

Commissioner Murphy, seconded by Commissioner Steele, moved that the transfer of funds be approved. **The motion carried unanimously.**

HUMAN RESOURCES ACTIVITY REPORT

Transmitting a Communication from

JOSEPH SOVA, Chief, Bureau of Human Resources
and
CONSTANCE M. KRAVITZ, C.P.A., County Comptroller

submitting the Human Resources Activity Report covering the two (2) week pay period ending August 28, 2010.

Commissioner Murphy, seconded by Commissioner Steele, moved that the communication be received and filed. **The motion carried unanimously.**

PROPOSED RESOLUTION

Transmitting a Communication from

JOSEPH SOVA, Chief, Bureau of Human Resources

Transmitting herewith is a proposed Resolution for your consideration and approval. The purpose of this Resolution is for Appropriation Adjustments to Accounts 490-115 and 499-115 to establish prevailing wage rates for positions specified in the Resolution.

Estimated Fiscal Impact: \$35,035.00.

Submitting a Proposed Resolution sponsored by

TODD H. STROGER, President, Cook County Board of Commissioners

PROPOSED RESOLUTION

WHEREAS, the County is obligated to pay the prevailing rate for these categories of employees pursuant to state statute and the collective bargaining agreement between the County and the Union; and

WHEREAS, the unions representing these categories of employees have been properly certified that the below-listed rates are the prevailing rate for the effective dates set forth herein; and

WHEREAS, the Annual Appropriation Bill creates Accounts 490-115 and 499-115 for Appropriation Adjustments for the Corporate and Public Safety Funds if necessary; and

WHEREAS, the Board of Commissioners of Cook County on March 18, 2008 adopted the Collective Bargaining Agreement for Coalition of Unionized Public Employees (COUPE) by a unanimous voice vote.

NOW, THEREFORE, BE IT RESOLVED, that the wages and salaries of the following positions be fixed as follows:

ACCOUNT 490-115 (CORPORATE FUND)

| <u>Job Code</u> | <u>Job Classification</u> | <u>Hourly Wage Rate</u> | <u>Effective Date</u> |
|------------------------|---|--------------------------------|------------------------------|
| 1402 | Building & Construction Plan Examiner I | \$38.73 | 1/1/2010 |
| 1402 | Building & Construction Plan Examiner I | \$40.77 | 6/1/2010 |
| 1404 | Building & Zoning Inspector I | \$38.73 | 1/1/2010 |
| 1404 | Building & Zoning Inspector I | \$40.77 | 6/1/2010 |
| 1415 | Building & Zoning Inspector II | \$38.73 | 1/1/2010 |
| 1415 | Building & Zoning Inspector II | \$40.77 | 6/1/2010 |
| 1412 | Fire Prevention Inspector | \$38.73 | 1/1/2010 |
| 1412 | Fire Prevention Inspector | \$40.77 | 6/1/2010 |
| 1420 | Zoning Plan Examiner I | \$38.73 | 1/1/2010 |
| 1420 | Zoning Plan Examiner I | \$40.77 | 6/1/2010 |

ACCOUNT 499-115 (PUBLIC SAFETY FUND)

| <u>Job Code</u> | <u>Job Classification</u> | <u>Hourly Wage Rate</u> | <u>Effective Date</u> |
|------------------------|----------------------------------|--------------------------------|------------------------------|
| 2365 | Lead Printer | \$32.37 | 6/7/2010 |

BE IT FURTHER RESOLVED, that \$34,207.00 from Account 490-115 and \$828.00 from Account 499-115 be provided for these employees.

Commissioner Murphy, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

Commissioner Peraica voted "no".

OFFICE OF THE INDEPENDENT INSPECTOR GENERAL

TRANSFER OF FUNDS

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Transmitting a Communication, dated August 23, 2010 from

PATRICK M. BLANCHARD, Independent Inspector General

requesting approval by the Board of Commissioners to transfer funds totaling \$400.00 from Account 080-260, Professional and Managerial Services, to Account 080-185, Professional and Technical Membership Fees, to enable Office of the Independent Inspector General (OIIG) investigators to become members of the Association of Inspectors General (AIG), a professional organization offering training and legal updates of developments within the Inspector General community.

Reason: The Office of the Independent Inspector General is requesting a transfer of funds from Account 080-260 to 080-185 to cover professional membership fees for OIIG investigators. The OIIG has increased its investigative staff over the last year from three (3) investigators to eleven (11), which includes the Inspector General and two (2) Deputies. This increase in investigative staff has depleted the budget for professional membership fees as personnel have joined the Association of Inspectors General to benefit from the group's training and legal updates involving issues in the IG community nationwide. The training offered and the legal updates are beneficial to the OIIG staff and contribute to the professionalism of the OIIG. OIIG membership in this organization is an essential element in keeping OIIG investigators current in the law as well as trends in this field.

| | | | |
|------|-----------------|--------------|-----------------|
| From | Account 080-260 | Total | \$400.00 |
| To | Account 080-185 | Total | \$400.00 |

1. On what date did it become apparent that the receiving account would require an infusion of funds in order to meet current obligations? What was the balance in the account on that date, and what was the balance 30 days prior to that date?

On August 13, 2010, the OIIG was advised by the Budget Office that there was zero balance in the Professional and Technical Membership Fees Account. On July 13, 2010, there was a balance of \$60.00.

2. How was the account used for the source of transferred funds identified? List any other accounts that were also considered (but not used) as the source of the transferred funds.

The OIIG identified Account 080-260 as the source of funds to supplement the Professional and Managerial and Technical Membership Fees Account because the funds were available and it was determined that, due to changing priorities, the intended activity for which the funds were budgeted would not occur in FY 2010. Because of the surplus of funds available, this account was the logical choice. There were no other accounts considered.

3. Identify any projects, purchases, programs, contracts, or other obligations that will be deferred, delayed, or canceled as a result of the reduction in available spending authority that will result in the account that funds are transferred from 080-260.

Due to the changing priorities of the OIIG, the need for the Professional and Managerial Services Account 080-260, was minimized. The money was intended to pay for professional assistance and training in conducting desk audits and monitoring interviews. The workload and availability of personnel assigned investigative matters has eliminated the possibility of these audits occurring this fiscal year. Moreover, monitoring of interviews by this office is not yet required due to the

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continuing jurisdiction of the Office of the Shakman Compliance Administrator. It is now anticipated that these audits and monitoring will commence in FY 2011.

4. If the answer to the above question is “none” then please explain why this account was originally budgeted in a manner that caused an unobligated surplus to develop at this point in the fiscal year.

Not applicable.

Commissioner Silvestri, seconded by Commissioner Peraica, moved that the transfer of funds be approved. **The motion carried unanimously.**

JUDICIARY

PROPOSED CONTRACT ADDENDUM

Transmitting a Communication, dated August 23, 2010 from

TIMOTHY C. EVANS, Chief Judge, Circuit Court of Cook County

requesting authorization for the Purchasing Agent to extend from September 15, 2010 through October 31, 2010, Contract No. 10-41-38 with Carolyn Grisko & Associates, Inc., Chicago, Illinois, to manage the court's outreach, marketing and media strategy for the court's Mortgage Foreclosure Mediation Program.

Reason: This extension will enable the office to complete development and implementation of the program marketing plan. Approximately \$80,000.00 remains on this contract. The expiration date of the current contract was September 14, 2010.

Estimated Fiscal Impact: None. Contract extension: September 15, 2010 through October 31, 2010.

Commissioner Silvestri, seconded by Commissioner Peraica, moved that the communication be referred to the Committee on Finance. (Comm. No. 308606). **The motion carried unanimously.**

OFFICE OF THE MEDICAL EXAMINER

PROPOSED MEMORANDUM OF UNDERSTANDING

Transmitting a Communication, dated September 10, 2010 from

NANCY L. JONES, M.D., Chief Medical Examiner, Office of the Medical Examiner

respectfully requesting authorization to approve a Memorandum of Understanding between the Office of the Medical Examiner and the Anatomical Gift Association of Illinois (AGA) in accordance with the Illinois Cadaver Act, 410 ILCS 510/1, which allows the Cook County Medical Examiner who has custody of human remains that are to be buried at public expense, where there is no will and public notice has been given, to give permission to any medical college or school to use said remains for the advancement of medical, anatomical, biological or mortuary science.

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Estimated Fiscal Impact: None.

In accordance with Cook County Code Section 2-108(z)(1) Amendment or suspension of rules, Commissioner Silvestri, seconded by Commissioner Murphy, moved to suspend Section 2-108(h)(1) Prior notice to public; agendas. **The motion carried unanimously.**

Commissioner Suffredin, seconded by Commissioner Moreno, moved that the request of the Chief Medical Examiner be approved and that the Proper Officials be authorized to sign on behalf of Cook County. **The motion carried unanimously.**

OFFICE OF THE PURCHASING AGENT

BID OPENING

September 8, 2010

Honorable President and Members
Board of Commissioners of Cook County
Chicago, Illinois 60602

Dear Ladies and Gentlemen:

Pursuant to the rules of this Board, I hereby submit for your consideration, bids which were opened under my supervision on Wednesday, September 8, 2010, at 10:00 A.M., in the County Building, Chicago, Illinois.

Very truly yours,

EARLEAN COLLINS, County Commissioner

| <u>CONTRACT NO.</u> | <u>DESCRIPTION</u> | <u>USING DEPARTMENT</u> |
|----------------------------|--|-------------------------------------|
| 10-45-92 | Asphalt hot box units | Highway Department |
| 10-83-100 | Hardware supplies | Department of Facilities Management |
| 10-84-79 | Toner cartridges | Sheriff's Department |
| 10-84-91 | Crew cab dump trucks F-550 type with one ton dump body | Highway Department |

By consensus, the bids were referred to their respective departments for review and consideration.

CONTRACTS AND BONDS

Transmitting a Communication, dated September 15, 2010 from

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CARMEN K. TRICHE-COLVIN, Purchasing Agent

The following contracts are being submitted for approval and execution:

**Fox and Fox Architects
Agreement
Contract No. 10-41-120**

For Architectural and Engineering Services for Security Post Construction Project at the Department of Corrections, for the Office of Capital Planning and Policy, for the contract sum of \$866,000.00, as authorized by the Board of Commissioners 7/27/10.

Commissioner Daley voted "present" on the above item.

**Gregory M. Gill, Venable LLP
Agreement
Contract No. 10-41-112**

For Lobbyist Services, for the Office of President, Cook County Board of Commissioners, for the contract sum of \$113,637.00, for a period of ten (10) months, as authorized by the Board of Commissioners 4/6/10.

Commissioner Peraica voted "no" on the above item.

**Enterprise Leasing Company of Chicago, LLC
Contract
Contract No. 10-84-34 Rebid**

For Rental, 12 Vehicles, Sport Utility Hybrid, Including Full Service Maintenance, Collision Damage Waiver, Liability Coverage and Unlimited Mileage, as required for use by the Cook County Sheriff's Child Support Enforcement, for the contract sum of \$320,220.00. This is a requirements contract for a period of thirty-six (36) months. Date Advertised 5/25/10. Date of Bid Opening 6/9/10. Date of Board Award 9/1/10.

**Tabb Textile Co., Inc.
Contract
Contract No. 10-45-48**

For Sheets, Pillowcases, Towels, & Washcloths, as required for use by the Cook County Department of Corrections, for the contract sum of \$234,720.00. This is a requirements contract for a period of twelve (12) months. Date Advertised 5/25/10. Date of Bid Opening 6/9/10. Date of Board Award 9/1/10.

The above referenced contract documents (and bonds, where required), have been executed by the Contractors and approved as to form by the State's Attorney. Respectfully request that following approval by your Honorable Body, the appropriate officials be authorized to sign same on behalf of the County of Cook.

Copies of these executed documents will be available for inspection in the Office of the Purchasing Agent and the Office of the Comptroller.

Commissioner Silvestri, seconded by Commissioner Murphy moved that the contracts and bonds be approved and that the Proper Officials be authorized to sign on behalf of Cook County. **The motion carried.**

Commissioner Daley voted "present" on Contract No. 10-41-120 with Fox and Fox Architects.

Commissioner Peraica voted "no" on Contract No. 10-41-112 with Gregory M. Gill, Venable, LLP.

REAL ESTATE MANAGEMENT DIVISION

PROPOSED LEASE AGREEMENT

Transmitting a Communication, dated August 16, 2010 from

RAYMOND MULDOON, Director, Real Estate Management Division

respectfully requesting approval of a REDI-TAPE agreement covering the use of 2009 tax-roll data as well as tax-roll data for 2010 and 2011 when available, to Sterling National Corporation. The Cook County offices of the Assessor, County Clerk and Treasurer maintain all of the data and concur with this agreement. Sterling National Corporation will pay the County the total due each year in advance of receiving the data.

This lease is in accordance with Ordinance No. 05-O-20, an ordinance establishing and approving the increase of rental charges for the lease of Cook County Real Estate Tax Data by commercial users.

Estimated Revenue: \$22,500.00 per year plus Consumer Price Index (CPI) increase (if any).

Commissioner Goslin, seconded by Commissioner Murphy, moved that the lease agreement be approved and that the Proper Officials be authorized to sign on behalf of Cook County. **The motion carried unanimously.**

PROPOSED AMENDMENT TO LEASE

Transmitting a Communication, dated August 16, 2010 from

RAYMOND MULDOON, Director, Real Estate Management Division

respectfully requesting approval of a third amendment to lease for storage space located at 5410 West Roosevelt Road, Chicago, Illinois, which is being utilized by the State's Attorney's Office for storage of confidential records.

Storage space at the County's warehouse, located at 23rd and Rockwell, is not yet available for use by the State's Attorney's Office. They will need to remain at the 5410 West Roosevelt Road location until the space is ready for occupancy. Details are:

Landlord: Shetland Limited Partnership

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Tenant: County of Cook
Using Agency: Cook County State's Attorney's Office
Location: 5410 West Roosevelt Road, Chicago, Illinois 60650
Term: September 1, 2010 through February 29, 2012
Space Occupied: 15,024 square feet

Rent

Monthly: \$4,952.00
Annual: \$59,424.00

Termination: Anytime after twelve months with a sixty (60) day prior written notice.

Approval is recommended.

Commissioner Goslin, seconded by Commissioner Murphy, moved that the lease agreement be approved and that the Proper Officials be authorized to sign on behalf of Cook County. **The motion carried unanimously.**

PROPOSED ACQUISITION OF LAND

Transmitting a Communication, dated September 14, 2010 from

RAYMOND MULDOON, Director, Real Estate Management Division

requesting permission to discuss with the Real Estate & Business & Economic Development Subcommittee in executive session the proposed acquisition of 1310 Maybrook Drive, Maywood, Illinois, previously approved by the Board on June 15, 2010, as Communication No. 306876.

In accordance with Cook County Code Section 2-108(z)(1) Amendment or suspension of rules, Commissioner Silvestri, seconded by Commissioner Murphy, moved to suspend Section 2-108(h)(1) Prior notice to public; agendas. **The motion carried unanimously.**

Commissioner Goslin, seconded by Commissioner Silvestri, moved that the communication be referred to the Real Estate & Business & Economic Development Subcommittee. (Comm. No. 308621). **The motion carried unanimously.**

BOARD OF REVIEW

TRANSFER OF FUNDS

Transmitting a Communication, dated August 9, 2010 from

JOSEPH BERRIOS, BRENDAN HOULIHAN and LARRY R. ROGERS, JR., Commissioners of the Board of Review

requesting approval by the Board of Commissioners to transfer funds totaling \$10,000.00 from and to the accounts listed below for office supplies.

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Reason: The Board of Review has used all of its allotted office supply funds for paper, toner cartridges, binders, flash drives, storage file boxes, file carts, PTAB file folders and other miscellaneous office supplies due to the large filing volume of tax appeals.

From Accounts:

| | | |
|---------|--|--------------------|
| 050-190 | Transportation and Other Travel Expenses for Employees | \$5,000.00 |
| 050-242 | Surveys, Operations and Reports | 1,500.00 |
| 050-245 | Advertising For Specific Purposes | 2,000.00 |
| 050-268 | Court Reporting, Stenographic, Transcribing, or Interpreter Services | <u>1,500.00</u> |
| | Total | \$10,000.00 |

To Account:

| | | | |
|---------|-----------------|--------------|--------------------|
| 050-350 | Office Supplies | Total | \$10,000.00 |
|---------|-----------------|--------------|--------------------|

1. On what date did it become apparent that the receiving account would require an infusion of funds in order to meet current obligations? What was the balance in the account on that date, and what was the balance 30 days prior to that date?

On June 30, 2010 the account balance was \$2,511.00. Thirty days prior the account balance was \$9,484.00.

2. How was the account used for the source of transferred funds identified? List any other accounts that were also considered (but not used) as the source of the transferred funds.

The accounts chosen to transfer from were the only accounts in the budget which have funds available that are important but not as critical to the operations of the department.

3. Identify any projects, purchases, programs, contracts, or other obligations that will be deferred, delayed, or canceled as a result of the reduction in available spending authority that will result in the account that funds are transferred from.

None.

4. If the answer to the above question is "none" then please explain why this account was originally budgeted in a manner that caused an unobligated surplus to develop at this point in the fiscal year.

Funding for seminars was cut in the President's recommendations; reducing the anticipated amount of funding needed for out of state transportation. The other accounts were budgeted based on what was spent in FY 2009.

Commissioner Silvestri, seconded by Commissioner Peraica, moved that the transfer of funds be approved. **The motion carried unanimously.**

OFFICE OF THE STATE'S ATTORNEY

PENDING LITIGATION

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Transmitting a Communication, dated August 24, 2010 from

ANITA ALVAREZ, Cook County State's Attorney

by

PATRICK T. DRISCOLL, JR., Deputy State's Attorney, Chief, Civil Actions Bureau

respectfully request permission to discuss the following cases with the Board or the appropriate committee thereof:

1. Tyeptaner v. Thomas Dart, et al., Case No. 08-C-4573

#308611

2. Hayes-Newell v. Trost, et al., Case No. 10-L-3651

#308612

3. Edgar Perkins v. Thomas Dart, et al., Case No. 10-C-2598

#308613

4. Tony Spencer v. County, et al., Case No. 08-C-6972

#308614

5. Dorian Thomas v. Thomas Dart, et al., Case No. 08-C-6287

#308615

6. Ricky Walker v. Thomas Dart, et al., Case No. 09-C-1752

#308616

7. Hartney Fuel et al., v. Brian Hamer, et al., Case Nos. 08-MR-11, 08-MR-13 and 08-MR-15

#308617

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Commissioner Silvestri, seconded by Commissioner Murphy, moved that the communications be referred to the Litigation Subcommittee. **The motion carried unanimously.**

BUREAU OF TECHNOLOGY

PROPOSED CONTRACT

Transmitting a Communication, dated August 25, 2010 from

R. STEVE EDMONSON, Chief Information Officer, Bureau of Technology

requesting authorization for the Purchasing Agent to enter into a contract with Gartner, Inc., Fort Myers, Florida, for access to online research and consulting services.

Reason: Gartner, Inc. provides a proprietary dataquest IT Market Coverage service that other researchers can not supply. These online services provide the Bureau of Technology with access to online research covering myriad technology topics and also addresses how technology is applied in all areas of the County's business.

Estimated Fiscal Impact: \$330,000.00 (FY 2010 - \$200,000.00; and FY 2011 - \$130,000.00). Contract period: October 1, 2010 through September 30, 2012. (009-260 Account). Requisition No. 10090004.

Approval of this item would commit Fiscal Year 2011 funds.

Commissioner Beavers, seconded by Commissioner Moreno, moved that the communication be referred to the Committee on Information Technology & Automation. (Comm. No. 308605). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated August 11, 2010 from

R. STEVE EDMONSON, Chief Information Officer, Bureau of Technology

requesting authorization for the Purchasing Agent to enter into a contract with American Surveying & Engineering, P.C., Chicago, Illinois, for the acquisition, establishment and maintenance of three (3) continuously operating reference stations.

Reason: The selection of a vendor based on Request for Proposal (RFP) 10-50-1048P is to acquire, establish and maintain three continuously operating referencing stations (CORS). Award is being recommended based on American Surveying & Engineering, P.C.'s technical solution and expertise of the vendor's submissions who met all of the County's specifications.

Estimated Fiscal Impact: \$ 160,000.00 (FY 2010 - \$125,000.00; FY 2011 - \$17,500.00; and FY 2012 - \$17,500.00). Contract period: November 1, 2010 through October 31, 2013. (545-260 Account). Requisition No. 05450029.

Sufficient funds are available in the Geographic Information Systems Fund.

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Vendor has met the Minority and Women Business Enterprise Ordinance.

Commissioner Beavers, seconded by Commissioner Moreno, moved that the communication be referred to the Committee on Information Technology & Automation. (Comm. No. 308604). **The motion carried unanimously.**

ADJOURNMENT

Commissioner Silvestri, seconded by Commissioner Daley, moved that the meeting do now adjourn to meet again at the same time and same place on October 5, 2010, in accordance with County Board Resolution 10-R-20.

The motion prevailed and the meeting stood adjourned.

County Clerk